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JAMES M. BEEL
CLERK OF DISTRICT COURT
JMB

IN THE TWENTY-SIXTH JUDICIAL DISTRICT
DISTRICT COURT, STEVENS COUNTY, KANSAS
CIVIL DEPARTMENT

OPAL LITTELL and CHERRY RIDER,)
co-trustees of the Opal Littell)
Family Trust, and BONNIE BEELMAN,)
individually and as representative)
plaintiffs on behalf of persons)
or concerns similarly situated,)
)
Plaintiffs,)
v.)
)
OXY USA INC.,)
)
Defendant.)
_____)

Case No. 98-CV-51

**PLAINTIFFS' MOTION FOR
PARTIAL SUMMARY JUDGMENT**

COME NOW the Plaintiffs, individually and on behalf of the Plaintiff Class certified herein, and move pursuant to K.S.A. 60-256 for partial summary judgment against defendant OXY USA Inc., declaring that defendant is not entitled to deduct expenses, including fuel, which it is incurring for compression used to enter the transmission pipeline systems through which gas is transported to distant markets, prohibiting defendant from taking such deductions in the future, and requiring defendant to file an accounting with the Court in which it identifies the amount of such deductions charged to the account of each member of the Plaintiff Class and to deposit such amounts, plus prejudgment interest, into the registry of the Court, so that proper and timely distribution thereof can

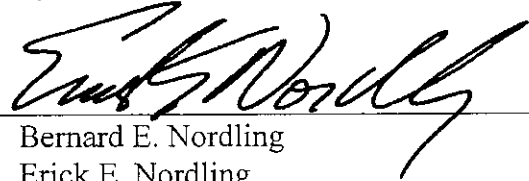
be made in accordance with further orders of the Court.

Plaintiffs submit herewith a Memorandum in support of this Motion.

Respectfully submitted,

KRAMER, NORDLING & NORDLING, L.L.C.

By



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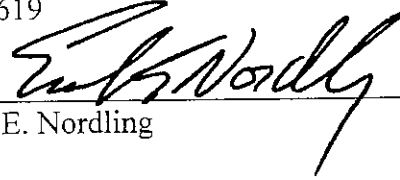
Attorneys for Plaintiffs and Plaintiff Class

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of December, 2002, I served a copy of the foregoing **Plaintiffs' Motion For Partial Summary Judgment** by mailing same, postage prepaid and properly addressed to:

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A handwritten signature in cursive script, appearing to read "Erick E. Nordling", written over a horizontal line.

Erick E. Nordling