

**AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF NORTHERN
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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

GER CHONG ZE CHANG, et al.,

Plaintiffs,

v.

COUNTY OF SISKIYOU, et al.,

Defendants.

Case No. 2:22-cv-01378-KJM-AC

**JOINT ADMINISTRATIVE MOTION
FOR SCHEDULING ORDER**

Pursuant to Local Rule 233, Plaintiffs Ger Chong Ze Chang, Mai Nou Vang, Russell Mathis, and Ying Susanna Va (“Plaintiffs”), and Defendants County of Siskiyou and Jeremiah LaRue, in his official capacity as Sheriff (“Defendants”) (Plaintiffs and Defendants are collectively referred to herein as “Parties”) jointly request that the Court issue the proposed scheduling order set forth below. The Parties’ joint request is based on the following facts and history of this case.

On May 17, 2024, the Court “set a tentative pre-trial schedule as stated on the record,” Dkt. No. 68, and requested a joint supplemental statement. The parties provided that statement, wherein each side offered a proposed schedule. Dkt. 75. On July 11, 2024, the Court determined a “Rule 16 Conference is not necessary at this time unless the court needs additional argument” and a “Scheduling Order will issue.” Although a Scheduling Order has yet to be issued, the Parties jointly request that the tentative, presumptive dates be modified, and that the Court issue a Scheduling Order that covers the close of the pleadings, discovery deadlines, and the deadline to file dispositive motions, in order to better ensure the orderly completion of discovery and anticipated motion practice.

The Parties stipulate to the following dates and seek entry of the following:

EVENT & COURT’S TENTATIVE DATES (DKT. NO. 68)	REVISED DATES
Last Day to Amend Pleadings as of Right:	February 28, 2025
Close of Fact Discovery: June 16, 2025	June 16, 2025
Initial Expert Witness Disclosures: February 21, 2025	June 30, 2025
Last Day to File Motion for Class Certification: May 15, 2025	July 14, 2025
Rebuttal Expert Witness Disclosures: April 21, 2025	July 28, 2025
Close of Expert Discovery: May 26, 2025	August 18, 2025
Last Date to File Dispositive Motions: June 26, 2025	September 4, 2025

1 The Parties propose two modest changes as compared with the Court’s tentative schedule: (1)
2 extending the deadlines for amending the pleadings as of right, discovery, and law and motion dates, and
3 (2) the order of discovery.

4 First, while there has not been a final Scheduling Order issued by the Court, the Court’s tentative
5 schedule provides for an initial expert disclosures deadline of February 21, 2025, which is quickly
6 approaching. If the dates in the Court’s tentative order were deemed a final order, the Parties would
7 need relief. There are outstanding written discovery requests that are necessary for the expert discovery.
8 While the Parties have met and conferred and will continue to meet and confer, and will raise any
9 discovery disputes with Judge Claire, a modest extension of the Initial Expert Witness Disclosures
10 deadline from what was previously in the Court’s tentative schedule would benefit all Parties. Indeed, a
11 final scheduling order that clarifies dates for discovery and law and motion deadlines will also aid in
12 resolving potential discovery disputes without the need for Court intervention. The Parties also note that
13 while they initially disagreed on the proposed schedule and proposed competing schedules, through
14 further meet and confer efforts the Parties have agreed upon the above-proposed schedule. For these
15 reasons, a finalized Scheduling Order with the dates proposed by the Parties is warranted.

16 Second, the Parties request that the Expert Witness Disclosure deadlines follow, rather than
17 precede, the Fact Discovery cutoff. This will allow the Parties’ experts to opine on the full universe of
18 the factual record, preventing costly delay or the need for supplemental reports.

19 For these reasons, the parties respectfully request the Court grant this motion and issue a
20 Scheduling Order.

21
22 Dated:

Respectfully submitted,

23 **AMERICAN CIVIL LIBERTIES UNION**
24 **FOUNDATION OF NORTHERN CALIFORNIA**

25 By: /s/ John Thomas H. Do (authorized 1/21/2025)
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Scheduling Order

This action has been assigned to Judge Kimberly J. Mueller. Both the court and the attorneys bear responsibility for the progress of litigation in the federal courts. To secure the just, speedy, and inexpensive determination of every action, Fed. R. Civ. P. 1, all counsel are ordered to familiarize themselves with the Federal Rules of Civil Procedure and Local Rules of the Eastern District of California. With the Parties having met and conferred, and having provided the Court with proposed dates for the conclusion of discovery and the filing of dispositive motions, the Court Orders the following deadlines:

EVENT	DATE
Last Day to Amend Pleadings as of Right:	February 28, 2025
Close of Fact Discovery:	June 16, 2025
Initial Expert Witness Disclosures:	June 30, 2025
Last Day to File Motion for Class Certification:	July 14, 2025
Rebuttal Expert Witness Disclosures:	July 28, 2025
Close of Expert Discovery:	August 18, 2025
Last Date to File Dispositive Motions:	September 4, 2025

IT IS SO ORDERED.

DATED: January 23, 2025.


UNITED STATES DISTRICT JUDGE