

1 UNITED STATES DISTRICT COURT
2 FOR THE CENTRAL DISTRICT OF CALIFORNIA
3 EASTERN DIVISION

4 LOG CABIN REPUBLICANS,

) Case No. CV 04-8425 VAP (Ex)

5 Plaintiff,

) DEFENDANTS' PROPOSED
) ORDER REGARDING
) SCHEDULING

6 v.

7 UNITED STATES OF AMERICA AND
8 ROBERT M. GATES, Secretary of
9 Defense, in his official capacity,

10 Defendants.

11 Based on the parties' Stipulation Re Potential Trial Dates and good cause
12 shown:

13 IT IS HEREBY ORDERED that:

14 1. The Pretrial Conference, originally scheduled pursuant to the Court's
15 July 24, 2009 Civil Trial Scheduling Order for June 7, 2010, is continued until
16 June 28, 2010, at _____ .m.

17 2. A hearing on whether Plaintiff has standing to bring its claims will
18 begin on July 13, 2010, at _____ .m.

19 3. If the Court determines that Plaintiff has standing, a trial in this
20 matter, originally scheduled pursuant to the Court's July 24, 2009 Civil Trial
21 Scheduling Order for June 14, 2010, will begin on _____, at _____ .m.

22 4. The parties must convene a Rule 16 meeting of counsel on or before
23 May 19, 2010. Given that Defense counsel is in Washington, D.C., the parties may
24 conduct this conference telephonically. The parties must also meet and confer
25 regarding any motions *in limine* by this date.

26 5. The parties must file any motions *in limine* by May 28, 2010.
27 (Because of the holidays, the 10-day meet-and-confer requirement set forth in
28

1 Local Rule 7-3 for the filing of motions shall be modified to nine days).

2 6. The parties must file their memoranda of contentions of fact and law,
3 as well as witness lists and joint exhibit list by June 7, 2010.

4 7. The parties must serve by electronic mail findings of fact and
5 conclusions of law by June 14, 2010.

6 8. Plaintiff must lodge its proposed pretrial order by June 21, 2010.

7 9. The parties must disclose any graphic and illustrative materials that
8 will be used to illustrate the testimony of a witness by July 1, 2010.

9 10. The parties must file trial briefs by July 2, 2010. The parties must
10 also meet and confer on or before this date, and stipulate, to the extent possible, to
11 foundation, waiver of the best evidence rule, and which exhibits may be received
12 into evidence at the start of trial.

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14 It is so Ordered this _____ day of _____ 2010.

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16 _____
17 United States District Judge
18 Virginia A. Phillips
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