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2. Whether, in resolving those same motions, the court should give any weight to the evidence submitted in the form of reports prepared by Milliman, Inc. (Doc. No. 342-4 at 13–123) in light of defendant’s stated position that the analysis contained in those reports “is no longer necessary” to resolving the relevant cause of action. (Doc. No. 342-1 at 10.)

Defendant shall file a brief responding to these questions within fourteen days from the date of service of this order, after which plaintiff shall have seven days to file a brief in response. Each parties’ supplemental briefing is limited to no more than ten pages in length.

IT IS SO ORDERED.

Dated: August 29, 2019


UNITED STATES DISTRICT JUDGE