## 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 EASTERN DISTRICT OF CALIFORNIA 10 11 FRIENDS OF MARIPOSA CREEK, an Case No. 1:15-cv-00583-EPG 12 unincorporated association, and SARAH WINDSOR, an individual, 13 ORDER AMENDING SCHEDULING **ORDER** Plaintiffs, 14 15 v. 16 MARIPOSA PUBLIC UTILITIES DISTRICT, a public utility district, 17 18 Defendant. 19 On April 19, 2016, the Court granted Plaintiffs' Motion for Partial Summary Judgment 20 (ECF No. 51) as to liability in this action. Following that Order, the Court held a telephonic 21 status conference to discuss the status of the case and the possibility of amending the Scheduling 22 Conference Order (ECF No. 36). The parties also discussed the possibility of setting a settlement 23 conference with the Court, Defendant's recently-filed Motion for Reconsideration of the Order 24 Granting Partial Summary Judgment (ECF No. 54), and the appropriate resolution of this case via 25 a bench or jury trial. The parties were directed to discuss settlement possibilities with their 26 respective clients and to submit potential trial dates to the Court. The parties did so and a

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settlement conference has now been set before Magistrate Judge Sheila Oberto for July 26, 2016.

Based on these facts, and good cause appearing therein, the Court amends its Scheduling Conference Order as follows:

Event	Current Deadline	Amended Deadline
Expert Disclosure	June 15, 2016	August 10, 2016
Rebuttal Expert Disclosure	July 15, 2016	September 14, 2016
Expert Discovery Cut-off	October 14, 2016	October 28, 2016
Pre-Trial Conference /	January 26, 2017	November 29, 2016
Hearing	11:00 a.m.	11:00 a.m.
_	Courtroom 10	Courtroom 10
Trial	March 14, 2017	February 14, 2017
	8:30 a.m.	8:30 a.m.
	Courtroom 10	Courtroom 10

The parties may submit briefing before the Pre-Trial Conference re: the necessity of a jury trial for the penalty phase of a case alleging violations under the Clean Water Act. Each party may file a brief stating: (1) their preference between a bench or jury trial; and, (2) the legal basis for that preference. Any such briefing shall be filed no later than **November 4, 2016**. Each party may file an opposition brief no later than **November 14, 2016**. If needed, the Court may then hear argument on the topic at the November 29, 2016 hearing.

IT IS SO ORDERED.

Dated: June 1, 2016

| June 1, 2016 | Js/Encir P. Short
UNITED STATES MAGISTRATE JUDGE