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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
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11 A.G.1, et al.,

12 Plaintiffs,

13 v.

14 City of Fresno, et al.,

15 Defendants.  
16

Case No. 1:16-cv-01914-LJO-SAB

ORDER SETTING SCHEDULING  
CONFERENCE

(ECF Nos. 42, 43)

17 On April 9, 2020, the Court of Appeals for the Ninth Circuit issued an order affirming in  
18 part, and vacated and remanded this action in part. (ECF No. 42.) The mandate issued on May  
19 28, 2020. (ECF No. 43.) This matter has been remanded for the district court to consider  
20 Plaintiffs' allegations that Officer Price's tactical conduct and decisions preceding the use of  
21 deadly force gave rise to negligence liability pursuant to California law.

22 The Court shall set a scheduling conference to a briefing schedule for the parties to file  
23 motions for summary judgment addressing this issue. In the event that the parties do not believe  
24 that a briefing schedule should be set in this matter, they may file a joint status report setting  
25 forth how this matter should proceed.

26 Accordingly, IT IS HEREBY ORDERED that:

- 27 1. A scheduling conference is set in this matter for **June 30, 2020, at 3:30 p.m.** in  
28 Courtroom 9. The parties may appear telephonically at the scheduling conference

1 by contacting Courtroom Deputy Mamie Hernandez prior to the conference.

- 2 2. The parties shall file a joint scheduling report or status report **seven (7) days** prior  
3 to the scheduling conference setting forth any new dates not previously addressed.

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5 IT IS SO ORDERED.

6 Dated: **June 2, 2020**

  
UNITED STATES MAGISTRATE JUDGE