



1 authentic.

2 **IV. Merits Briefing**

3 Plaintiff's opening brief related to fees **SHALL** be filed no later than **September 20, 2018**, and  
4 Defendant's opposing brief **SHALL** be filed no later than **December 7, 2018**. Plaintiff's reply, if any,  
5 **SHALL** be filed no later than **February 8, 2019**. When filing the opening brief, the plaintiff **SHALL**  
6 set the matter for hearing on **April 2, 2019 at 8:30 a.m.** before the Honorable Lawrence J. O'Neill,  
7 United States District Court Judge, in Courtroom 4.

8 In the event the briefs cannot be written to maintain confidentiality of the information contained  
9 in the administrative record, counsel may seek to have the briefs filed under seal according to the  
10 procedures in Local Rule 141.

11 **V. Discovery**

12 Based upon their agreement, the parties are excused from making the initial disclosures required  
13 by Fed. R. Civ. P. 26(a)(1).

14 The parties may engage in discovery related to the lodestar. The defendant may conduct  
15 discovery of the evidence relied upon in the opening brief and the plaintiff may do the same as to any  
16 evidence relied upon in the opposition.

17 **VI. Compliance with Federal Procedure**

18 All counsel are expected to familiarize themselves with the Federal Rules of Civil Procedure  
19 and the Local Rules of Practice of the Eastern District of California, and to keep abreast of any  
20 amendments thereto. The Court must insist upon compliance with these Rules if it is to efficiently  
21 handle its increasing case load and sanctions will be imposed for failure to follow both the Federal  
22 Rules of Civil Procedure and the Local Rules of Practice for the Eastern District of California.

23 **VII. Effect of this Order**

24 The foregoing order represents the best estimate of the court and counsel as to the agenda most  
25 suitable to dispose of this case. The trial date reserved is specifically reserved for this case. If the  
26 parties determine at any time that the schedule outlined in this order cannot be met, counsel are ordered  
27 to notify the court immediately of that fact so that adjustments may be made, either by stipulation or by  
28 subsequent status conference.

