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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, and the  
STATE OF CALIFORNIA, et al., ex rel.  
LOYD F. SCHMUCKLEY, JR.,

Plaintiffs,

v.

RITE AID CORPORATION,

Defendant.

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STATE OF CALIFORNIA, ex rel. LOYD  
F. SCHMUCKLEY, JR.,

Plaintiffs,

v.

RITE AID CORPORATION,

Defendant.

No. 2:12-cv-01699-KJM-EFB

ORDER

In its May 29, 2018 pretrial scheduling order, the court set initial discovery deadlines and directed the parties to submit “more refined proposal[s] for a motion to validate plaintiff’s proposed statistical sampling methods, or an alternative proposal to such a motion.” Order, ECF No. 128 at 5. The parties filed a joint objection to the scheduling order, Objs., ECF

No. 130, and later filed dueling proposed schedules for a motion to validate plaintiff's proposed statistical sampling methods, Pls.' Proposal, ECF No. 131; Def.'s Proposal, ECF No. 132.

After considering the parties' joint objections to the scheduling order and separate proposed schedules for the validation motion, the court AMENDS the scheduling order as follows:

Event	Current Date	Amended Date
Plaintiffs' disclosure of sampling methodology expert report and materials	Earliest feasible point.	7/16/2018
Defendant's Disclosure of Sampling Methodology Expert Report and Materials	N/A	12/15/2018
Last Day to Depose Defendant's Sampling Methodology and Statistical Expert	N/A	1/31/2019
Defendant's Motion Challenging Plaintiffs' Sampling Methodology and Design	N/A	2/1/2019
Plaintiffs' Opposition Brief	N/A	3/1/2019
Defendant's Reply Brief	N/A	3/22/2019
Hearing on Motion	N/A	4/5/2019 at 10:00 A.M. in Courtroom No. 3
First Phase of Discovery Completed	1/25/2019	4/26/2019
Second Phase of Discovery Completed	5/24/2019	8/23/2019
Expert Disclosures (other than sampling methodology/design)	3/15/2019	9/23/2019
Rebuttal Expert Disclosures (other than sampling methodology/design)	4/18/2019	11/19/2019
Expert Discovery Completed	5/24/2019	12/19/2019
Last Day to Hear Dispositive Motions	7/12/2019	4/10/2020 at 10:00 A.M. in Courtroom No. 3.

Although this order assumes the parties have adhered to the dates agreed to in their joint objections, *see* Objs. at 2, the parties may notify the court of changed circumstances by filing a stipulation to further clarify or modify the scheduling order.

IT IS SO ORDERED.

DATED: September 25, 2018.

  
UNITED STATES DISTRICT JUDGE