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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

JEANNETTE COOKS, an individual; and  
ALWENA FRAZIER, an individual; for  
themselves and on behalf of all others  
similarly situated,

Plaintiffs,

v.

TNG GP, A DELAWARE General  
Partnership; THE NEWS GROUP, INC., a  
Delaware Corporation; SELECT MEDIA  
SERVICES, L.L.C., a Delaware Limited  
Liability Company, and DOES 1  
THROUGH 10, inclusive,

Defendant.

No. 2:16-cv-1160 KJM AC

No. 2:16-cv-2113 KJM AC

AUDREY L. BROWN, et al.,

Plaintiffs,

v.

SELECT MEDIA SERVICES, L.L.C., et  
al.,

Defendants.

No. 2:16-cv-3036 KJM AC

CLASS CERTIFICATION SCHEDULING

ORDER

1           Having reviewed the Joint Status Report of the parties in these related cases, filed  
2 on March 29, 2018, the court makes the following orders:

3 I.       SERVICE OF PROCESS

4           All named defendants have been served and no further service is permitted without  
5 leave of court, good cause having been shown.

6 II.      ADDITIONAL PARTIES/AMENDMENTS/PLEADINGS

7           The parties are discussing whether their cases can be combined, which may result  
8 in an amended complaint to include all claims and parties in each case with the effect of  
9 consolidating the three cases. Any amended pleading shall be filed no later than **August 1, 2018**,  
10 in the lowest numbered case, with notices of the filing made in the other cases, along with a  
11 motion for consolidation under Federal Rule of Civil Procedure 42. Further, the parties in *Cooks*,  
12 *et al. v. TNG GP, et al.*, 2:16-cv-02113 KJM KJN are ordered to file a notice of related cases in  
13 that action **within 14 days** of this order.

14           Further joinder of parties or amendments to pleadings shall be completed by  
15 **February 1, 2019**, and is not permitted without leave of court, good cause having been shown.  
16 *See* Fed. R. Civ. P. 16(b); *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604 (9th Cir. 1992).

17 III.     JURISDICTION/VENUE

18           Jurisdiction is predicated upon 28 U.S.C. § 1332(d). Jurisdiction and venue are  
19 not disputed.

20 IV.     DISCOVERY

21           Initial disclosures as required by Federal Rule of Civil Procedure 26(a) shall be  
22 completed **within 14 days of this order**. All discovery shall be completed by **March 1, 2019**. In  
23 this context, “completed” means that all discovery shall have been conducted so that all  
24 depositions have been taken and any disputes relative to discovery shall have been resolved by  
25 appropriate order if necessary and, where discovery has been ordered, the order has been obeyed.  
26 All motions to compel discovery must be noticed on the magistrate judge’s calendar in  
27 accordance with the local rules of this court. While the assigned magistrate judge reviews  
28 proposed discovery phase protective orders, requests to seal or redact are decided by Judge

1 Mueller as discussed in more detail below. In addition, while the assigned magistrate judge  
2 handles discovery motions, the magistrate judge cannot change the schedule set in this order,  
3 except that the magistrate judge may modify a discovery cutoff to the extent such modification  
4 does not have the effect of requiring a change to the balance of the schedule.

5 V. CLASS CERTIFICATION MOTION

6 The following schedule is set for hearing on class certification:

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8 Filing of Class Certification Motion	March 29, 2019
9 Opposition to Class Certification Motion	April 19, 2019
10 Reply Brief Regarding Class Certification Motion	May 3, 2019
11 Hearing Date on Class Certification Motion	May 20, 2019 at 9:00 a.m. in 12 Courtroom No. 3

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14 VI. SEALING

15 No document will be sealed, nor shall a redacted document be filed, without the  
16 prior approval of the court. If a document for which sealing or redaction is sought relates to the  
17 record on a motion to be decided by Judge Mueller, the request to seal or redact should be  
18 directed to her and not the assigned Magistrate Judge. All requests to seal or redact shall be  
19 governed by Local Rules 141 (sealing) and 140 (redaction); protective orders covering the  
20 discovery phase of litigation shall not govern the filing of sealed or redacted documents on the  
21 public docket. The court will only consider requests to seal or redact filed by the proponent of  
22 sealing or redaction. If a party plans to make a filing that includes material an opposing party has  
23 identified as confidential and potentially subject to sealing, the filing party shall provide the  
24 opposing party with sufficient notice in advance of filing to allow for the seeking of an order of  
25 sealing or redaction from the court.

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1 VII. FURTHER SCHEDULING

2 Subsequent dates will be determined after the court's ruling on class certification.

3 VIII. MODIFICATION OF STATUS (PRETRIAL SCHEDULING) ORDER

4 The parties are reminded that pursuant to Rule 16(b) of the Federal Rules of Civil  
5 Procedure, the Status (Pretrial Scheduling) Order shall not be modified except by leave of court  
6 upon a showing of good cause. Agreement of the parties by stipulation alone does not constitute  
7 good cause. Except in extraordinary circumstances, unavailability of witnesses or counsel does  
8 not constitute good cause.

9 As noted, the assigned magistrate judge is authorized to modify only the discovery  
10 dates shown above to the extent any such modification does not impact the balance of the  
11 schedule of the case.

12 IX. OBJECTIONS TO STATUS (PRETRIAL SCHEDULING) ORDER

13 This Status Order will become final without further order of the court unless  
14 objections are filed within fourteen (14) *calendar* days of service of this Order.

15 IT IS SO ORDERED.

16 DATED: June 4, 2018.

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20 UNITED STATES DISTRICT JUDGE  
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