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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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A.K. (female), A.S., and A.K.
(male), and ALESHNA KUMARI,

CIV. NO. 2:18-61 WBS AC

Plaintiffs,

v.

COUNTY OF SACRAMENTO; JESSE
CORTEZ, an individual;
JANELLE GONZALEZ, an
individual; LEONA WILLIAMS,
an individual; EVELYN MARTIN,
an individual; ANTHONY
MARTIN, an individual; and
DOES 1-50, inclusive,

Defendants.

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STATUS (PRETRIAL SCHEDULING) ORDER

A Status (Pretrial Scheduling) Conference was held on
May 7, 2018. Joe Rapoport appeared as counsel for plaintiffs,
and Amanda McDermott appeared as counsel for defendants.
Following the conference, the court enters this Order.

I. SERVICE OF PROCESS

1 All defendants have been served. Plaintiffs have until
2 May 8, 2018 to amend their Complaint so as to remove defendants
3 Evelyn Martin and Anthony Martin.

4 II. JOINDER OF PARTIES/AMENDMENTS

5 After the Amended Complaint is filed, no further
6 joinder of parties or amendments to pleadings will be permitted
7 except with leave of court, good cause having been shown under
8 Federal Rule of Civil Procedure 16(b). See Johnson v. Mammoth
9 Recreations, Inc., 975 F.2d 604 (9th Cir. 1992).

10 III. JURISDICTION/VENUE

11 Jurisdiction is predicated upon federal question
12 jurisdiction, 28 U.S.C. § 1331, because plaintiffs' claims arise
13 under 42 U.S.C. § 1983. Venue is undisputed and hereby found to
14 be proper.

15 IV. DISCOVERY

16 The parties shall serve the initial disclosures
17 required by Federal Rule of Civil Procedure 26(a)(1) on or before
18 June 15, 2018.

19 The parties shall disclose experts and produce reports
20 in accordance with Federal Rule of Civil Procedure 26(a)(2) by no
21 later than February 7, 2019. With regard to expert testimony
22 intended solely for rebuttal, those experts shall be disclosed
23 and reports produced in accordance with Federal Rule of Civil
24 Procedure 26(a)(2) on or before February 28, 2019.

25 All other discovery, including depositions for
26 preservation of testimony, is left open, save and except that it
27 shall be so conducted as to be completed by May 28, 2019. The
28 word "completed" means that all discovery shall have been

1 conducted so that all depositions have been taken and any
2 disputes relevant to discovery shall have been resolved by
3 appropriate order if necessary and, where discovery has been
4 ordered, the order has been obeyed. All motions to compel
5 discovery must be noticed on the magistrate judge's calendar in
6 accordance with the local rules of this court and so that such
7 motions may be heard (and any resulting orders obeyed) not later
8 than March 29, 2019.

9 V. MOTION HEARING SCHEDULE

10 All motions, except motions for continuances, temporary
11 restraining orders, or other emergency applications, shall be
12 filed on or before June 24, 2019. All motions shall be noticed
13 for the next available hearing date. Counsel are cautioned to
14 refer to the local rules regarding the requirements for noticing
15 and opposing such motions on the court's regularly scheduled law
16 and motion calendar.

17 VI. FINAL PRETRIAL CONFERENCE

18 The Final Pretrial Conference is set for September 3,
19 2019, at 1:30 p.m. in Courtroom No. 5. The conference shall be
20 attended by at least one of the attorneys who will conduct the
21 trial for each of the parties and by any unrepresented parties.

22 Counsel for all parties are to be fully prepared for
23 trial at the time of the Pretrial Conference, with no matters
24 remaining to be accomplished except production of witnesses for
25 oral testimony. Counsel shall file separate pretrial statements,
26 and are referred to Local Rules 281 and 282 relating to the
27 contents of and time for filing those statements. In addition to
28 those subjects listed in Local Rule 281(b), the parties are to

1 provide the court with: (1) a plain, concise statement which
2 identifies every non-discovery motion which has been made to the
3 court, and its resolution; (2) a list of the remaining claims as
4 against each defendant; and (3) the estimated number of trial
5 days.

6 In providing the plain, concise statements of
7 undisputed facts and disputed factual issues contemplated by
8 Local Rule 281(b)(3)-(4), the parties shall emphasize the claims
9 that remain at issue, and any remaining affirmatively pled
10 defenses thereto. If the case is to be tried to a jury, the
11 parties shall also prepare a succinct statement of the case,
12 which is appropriate for the court to read to the jury.

13 VII. TRIAL SETTING

14 The jury trial is set for October 29, 2019 at 9:00 a.m.
15 Defendants estimate that a jury trial will last approximately
16 seven to ten days, while plaintiffs estimate it will only last
17 approximate four days.

18 VIII. SETTLEMENT CONFERENCE

19 A Settlement Conference will be set at the time of the
20 Pretrial Conference. All parties should be prepared to advise
21 the court whether they will stipulate to the trial judge acting
22 as settlement judge and waive disqualification by virtue thereof.

23 Counsel are instructed to have a principal with full
24 settlement authority present at the Settlement Conference or to
25 be fully authorized to settle the matter on any terms. At least
26 seven calendar days before the Settlement Conference counsel for
27 each party shall submit a confidential Settlement Conference
28 Statement for review by the settlement judge. If the settlement


1 judge is not the trial judge, the Settlement Conference
2 Statements shall not be filed and will not otherwise be disclosed
3 to the trial judge.

4 IX. MODIFICATIONS TO SCHEDULING ORDER

5 Any requests to modify the dates or terms of this
6 Scheduling Order, except requests to change the date of the
7 trial, may be heard and decided by the assigned Magistrate Judge.
8 All requests to change the trial date shall be heard and decided
9 only by the undersigned judge.

10 IT IS SO ORDERED.

11 Dated: May 7, 2018

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13 WILLIAM B. SHUBB
14 UNITED STATES DISTRICT JUDGE

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