

1                               IN THE UNITED STATES DISTRICT COURT  
2                               FOR THE NORTHERN DISTRICT OF CALIFORNIA

3  
4 IN RE NCAA STUDENT-ATHLETE  
5 NAME & LIKENESS LICENSING  
6 LITIGATION

No. C 09-1967 CW

ORDER GRANTING IN  
PART AND DENYING IN  
PART THE NCAA'S  
MOTION TO EXPEDITE  
(Docket No. 841)  
AND DENYING MOTION  
FOR CASE MANAGEMENT  
CONFERENCE (Docket  
No. 837)

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8  
9               On July 30, 2013, Defendant National Collegiate Athletic  
10 Association (NCAA) filed three motions: a motion for additional  
11 briefing and an evidentiary hearing on Antitrust Plaintiffs'  
12 motion for class certification; a motion for leave to file a  
13 motion to dismiss the third consolidated amended class action  
14 complaint; and a request for a case management conference. On  
15 August 2, 2013, the NCAA filed a motion for expedited  
16 consideration and briefing of these three motions. In their  
17 motion to expedite, the NCAA requests that the date for Antitrust  
18 Plaintiffs' responses to the three motions remain due August 13,  
19 2013 but that the NCAA's replies be due August 19, 2013, and that  
20 the Court hear the motions on August 22, 2013.

21               Antitrust Plaintiffs have filed a response to the motion to  
22 expedite. They consent to the expedited briefing schedule and  
23 object to the request to change the hearing date from September 5,  
24 2013 to August 22, 2013 due to the unavailability of their  
25 counsel.

26               The NCAA contends that consideration of its request for a  
27 case management conference should take place quickly and the  
28

1 conference should held as soon as possible because, among other  
2 things, an unmanageable inconsistency between several dates  
3 currently exists in the case management schedule. The NCAA does  
4 not state whether it has tried to work with the other parties to  
5 resolve this or any other case management issue that it has  
6 identified. In their response, Antitrust Plaintiffs represent  
7 that the inconsistency has not been raised with them and that they  
8 would be amenable to making adjustments to address such problems.  
9 The Court further notes that, at the June 20, 2013 hearing when it  
10 granted Defendant Electronic Arts, Inc.'s request for a sixty day  
11 extension of the expert report deadline, it directed the parties  
12 to discuss between themselves the remaining case management dates.  
13 Accordingly, the Court DENIES the NCAA's motion for a case  
14 management conference (Docket No. 837) and ORDERS the parties to  
15 meet and confer regarding the case management schedule and file a  
16 joint status statement due by August 19, 2013.

17 The Court grants in part and denies in part the NCAA's motion  
18 to change time regarding its other two motions. The NCAA's reply  
19 briefs on the motion for additional briefing and motion for leave  
20 are due by August 19, 2013. The Court vacates the September 5,  
21 2013 hearing and will resolve these motions on the papers.

22 IT IS SO ORDERED.

23  
24 Dated: 8/8/2013

  
CLAUDIA WILKEN  
United States District Judge