

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

SHALLEEN DAVIS,

Plaintiff,

vs.

EDUCATION SERVICE UNIT NO. 4,

Defendant.

4:13CV3195

**AMENDED PROGRESSION ORDER**

A Joint Motion to Extend Progression Order (filing no. 19) was filed on April 18, 2014. The motion is approved.

IT IS ORDERED that the amended progression order is as follows:

- 1) The jury trial of this case is set to commence before John M. Gerrard, United States District Judge, in Courtroom 1, United States Courthouse, Lincoln, Nebraska, at 9:00 a.m. on **November 10, 2014**, or as soon thereafter as the case may be called, for a duration of four (4) trial days. This case is subject to the prior trial of criminal cases and such other civil cases as may be scheduled for trial before this one. Jury selection will be held at the commencement of trial.
- 2) The Pretrial Conference is scheduled to be held before the undersigned magistrate judge on **October 28, 2014 at 9:00 a.m.**, and will be conducted by WebEx conferencing. To facilitate this conferencing method, the parties' proposed Pretrial Conference Order and Exhibit List(s) must be emailed to [zwart@ned.uscourts.gov](mailto:zwart@ned.uscourts.gov), in either Word Perfect or Word format, by 5:00 p.m. on October 27, 2014. An email will be sent to counsel of record with the instructions and codes for participating in the pretrial conference by WebEx.
- 3) The deadline for completing written discovery under Rules 33 through 36 of the Federal Rules of Civil Procedure is August 14, 2014. Motions to compel Rule 33 through 36 discovery must be filed by August 29, 2014.
- 4) The deposition deadline is August 18, 2014.
- 5) The deadline for filing motions to dismiss and motions for summary judgment is July 18, 2014.

- 6) The deadline for filing motions to exclude testimony on Daubert and related grounds is July 18, 2014.
- 7) Motions in limine shall be filed five business days prior to trial. It is not the normal practice to hold hearings on motions in limine or to rule on them in advance. Counsel should plan accordingly.
- 8) The parties shall comply with all other stipulations and agreements recited in their Rule 26(f) planning report that are not inconsistent with this order.

Dated this 22<sup>nd</sup> day of April, 2014.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge