Gomez et al v Tyson Foods Doc. 58

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JOSE A. GOMEZ, JULIANA REYES, JUAN M. CRUZ, TED MCDONALD, CECILIA ORTIZ, AND MARIO CRUZ on behalf of themselves and all other similarly situated individuals,	)	
Plaintiffs,	)	**8:08CV021**
vs.	)	**ORDER**
TYSON FOODS INC., d/b/a Tyson Fresh Meats,	)	
Defendant.	)	

This matter is before the court on the parties' Joint Motion to Extend the Scheduling Order (Filing No. 57). The parties seek to extend the deadlines in this case regarding the plaintiffs' motion for class certification under Fed.R.Civ.P. 23, pending the court's ruling on the defendant's motion for partial summary judgment (Filing No. 47). Upon consideration,

IT IS ORDERED:

1. Parties' deadline for discovery relating to class action certification shall be **thirty (30)** days following the court's ruling on the defendant's motion for partial summary judgment (Filing No. 47).

2. The plaintiffs' deadline to file a class action certification motion shall be **forty-five (45)** days following the court's ruling on the defendant's motion for partial summary judgment (Filing No. 47).

3. The defendant shall have **twenty-one (21)** days following the filing of plaintiffs' class action motion in which to file a response brief.

4. The plaintiffs shall then have **fourteen (14)** days to file a reply brief in support of class action certification.

Dated this 9th day of March, 2010.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge

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