

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 NORTHWEST ENVIRONMENTAL  
10 ADVOCATES,

11 Plaintiff,

12 v.

13 THE U.S. DEPARTMENT OF  
14 COMMERCE, *et al.*,

15 Defendants.

CASE NO. C16-1866-JCC

ORDER

16 This matter comes before the Court on Plaintiff's motion for extension of discovery  
17 deadlines, pretrial deadlines, and the trial date (Dkt. No. 120). The motion is opposed by  
18 Defendants and Defendant-Intervenor. (Dkt. Nos. 121, 124.) Having thoroughly considered the  
19 parties' briefing and the relevant record, the Court hereby GRANTS the motion for the reasons  
20 explained herein.

21 The facts of this case have been outlined in previous orders. (*See, e.g.*, Dkt. No. 39.) The  
22 current deadlines are as follows: the discovery deadline is October 7, 2018; the dispositive  
23 motions deadline is November 6, 2018; the proposed pretrial order is due January 25, 2019; trial  
24 briefs are due January 31, 2019; and trial is set for February 4, 2019. (Dkt. No. 55.) Plaintiff now  
25 requests that the Court extend all of these deadlines by approximately four months and add an  
26 expert disclosure deadline. (Dkt. No. 120 at 2-3.) Plaintiff's request for a continuance is based

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1 on: (1) the fact that Plaintiff has been focusing its resources in this case on its Coastal Zone Act  
2 Reauthorization Amendments claims, which were scheduled to be resolved first; (2) the fact that  
3 this request is Plaintiff's first; (3) that Plaintiff expects Defendants to dispute Plaintiff's  
4 discovery requests and, with the current deadline set as it is, Plaintiff will not have time to  
5 submit additional discovery requests and settle discovery disputes; and (4) the complexity of the  
6 case and claims. (*Id.* at 3–4.)

7 The Court concludes good cause exists to continue this case's deadlines. Plaintiff has  
8 diligently pursued prosecution of this case and has diligently pursued discovery. Moreover, the  
9 Court finds that a continuance of discovery deadlines would not prejudice Defendants or  
10 Defendant-Intervenor. Keeping in mind that the Court altered some of the suggested dates, the  
11 Court GRANTS the motion to extend deadlines to the following dates:

- 12 1. Expert disclosures are due by December 14, 2018;
- 13 2. The discovery cutoff is February 3, 2019;
- 14 3. Dispositive motions are due by March 5, 2019;
- 15 4. Proposed pretrial order is due by May 22, 2019;
- 16 5. Trial briefs are due by May 29, 2019;
- 17 6. Trial to begin June 3, 2019 at 9:30 a.m.

18 DATED this 26th day of September 2018.

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22 John C. Coughenour  
23 UNITED STATES DISTRICT JUDGE  
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