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

7 BAO XUYEN LE, as Personal  
8 Representative of the Estate of Tommy Le;  
9 HOAI "SUNNY" LE; and DIEU HO

10 Plaintiffs,

11 v.

12 REVEREND DR. MARTIN LUTHER  
13 KING, JR. COUNTY; and KING  
14 COUNTY DEPUTY SHERIFF CESAR  
15 MOLINA,

16 Defendants.

C18-55 TSZ

MINUTE ORDER

17 The following Minute Order is made by direction of the Court, the Honorable  
18 Thomas S. Zilly, United States District Judge:

19 (1) The United States Court of Appeals for the Ninth Circuit having issued its  
20 mandate on July 14, 2020, the stay imposed by the Order entered June 4, 2019, docket  
21 no. 209, is hereby LIFTED, and this case is returned to the Court's active docket.

22 (2) The parties are DIRECTED to file a Joint Status Report, on or before  
23 **September 18, 2020**, addressing the following matters: (i) what additional discovery,  
if any, is needed, and when can discovery be completed; (ii) whether trial should be  
bifurcated in some manner, for example, liability in phase one and damages in phase two;  
(iii) whether any portion of the case should be tried to the bench, rather than a jury;  
(iv) in connection with any jury trial, how many prospective jurors should be summoned,  
whether voir dire may be conducted remotely, and whether the parties agree to a non-  
unanimous verdict; (v) when the parties will be ready for trial, and how long will any trial  
likely last; and (vi) any other issues that might affect the case schedule.

1 (3) A telephonic scheduling conference is SET for **September 24, 2020, at**  
2 **10:30 a.m.** Counsel will be provided dialing instructions and an access code via email.

3 (4) Plaintiffs shall electronically file their Third Amended Complaint on or  
4 before **July 31, 2020.** The Third Amended Complaint shall be in a form that is consistent  
5 with the Minute Order entered December 2, 2019, docket no. 221, and the Court's prior  
6 rulings. Specifically, the Third Amended Complaint may plead a claim of negligence,  
7 but no other **new** cause of action, and shall not allege any claims that were previously  
8 dismissed. Any responsive pleading or motion shall be filed on or before **August 20,**  
9 **2020.**

10 (5) The Clerk is directed to send a copy of this Minute Order to all counsel of  
11 record.

12 Dated this 16th day of July, 2020.

13  
14 William M. McCool  
15 Clerk

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17 s/Karen Dews  
18 Deputy Clerk