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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 OSCAR LUNA, ALICIA PUENTES,
12 DOROTHY VELASQUEZ, and GARY
RODRIGUEZ,

13 Plaintiffs,

14 v.

15 COUNTY OF KERN; KERN COUNTY
16 BOARD OF SUPERVISORS; MICK
GLEASON, ZACK SCRIVNER, MIKE
17 MAGGARD, DAVID COUCH, and
LETICIA PEREZ, in their official
18 capacities as members of the Kern County
Board of Supervisors; JOHN NILON, in
19 his official capacity as Kern County
Administrative Officer; and MARY B.
20 BEDARD, in her official capacity as Kern
County Registrar of Voters,

21 Defendants.
22

No. 1:16-cv-00568-DAD-JLT

ORDER GRANTING STIPULATION
REGARDING DISCOVERY AND PRETRIAL
SCHEDULE

(Doc. No. 88)

23 Pursuant to the stipulation of the parties (Doc. No. 88), and in accordance with the
24 proceedings before this court on June 23, 2017, the court hereby orders the following discovery
25 and pretrial deadlines:
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27 July 20 – 21, 2017

Plaintiffs to make Mr. David Ely available for further
deposition regarding the second illustrative map.

July 24 – 28, 2014

Plaintiffs and their disclosed lay witnesses (Mr. Sam Ramirez and Ms. Dolores Huerta) to be made available for further deposition regarding the second illustrative map.

August 25, 2017

Deadline for Defendants to disclose to Plaintiffs: (1) any rebuttal report from Dr. Douglas Johnson regarding the second illustrative map; (2) any amendments to the FRCP 26(a)(2)(C) disclosures regarding Ms. Lorelei Oviatt's anticipated testimony; and (3) the identity of any new documents and lay witnesses to be disclosed to address the new map.¹

September 4 – 8, 2017

Defendants to make Dr. Johnson available for deposition regarding his new rebuttal report.

September 15, 2017

The parties to file any motions to exclude expert testimony pursuant to Federal Rule of Evidence 702 and *Daubert v. Merrell Dow Pharms., Inc.*, 509 U.S. 579 (1993) (*Daubert*).

October 2, 2017

Parties to file oppositions, if any, to *Daubert* motions.

October 9, 2017

Parties to file replies, if any, in support of *Daubert* motions.

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¹ Plaintiffs' agreement to these provisions are not meant as a waiver of their ability to apply to Magistrate Judge Thurston for an order permitting them to depose any newly-disclosed witnesses, as well as Teresa Hitchcock and Karen Rhea, notwithstanding the fact that such depositions would exceed the number of depositions authorized by Federal Rule of Civil Procedure 30(a)(2)(A)(i), as previously modified by the agreement of the parties. Nor is Defendants' agreement to these provisions meant as a waiver of any objection to such additional depositions.

1 October 16, 2017 at 1:30 p.m. Hearing on *Daubert* motions and Final Pretrial Conference.²

2 December 5, 2017 at 1:00 p.m. Bench Trial.

3 IT IS SO ORDERED.

4 Dated: July 6, 2017


UNITED STATES DISTRICT JUDGE

27 _____
28 ² Deadlines for trial briefs, motions in limine, and other trial-related matters shall be set forth in a final pretrial order to be issued following the final pretrial conference.