

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:14-cv-05107-KBF**

Juarez v. The Northwestern Mutual Life Insurance Company,
Inc.

Assigned to: Judge Katherine B. Forrest
Cause: 42:1981 Equal Rights Under the Law

Date Filed: 07/09/2014
Date Terminated: 05/26/2015
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Ruben Juarez

*on behalf of himself and all others
similarly situated*

represented by **Adam T Klein**
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V.

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Date Filed	#	Docket Text
07/09/2014	<u>1</u>	CIVIL COVER SHEET filed. (lcu) (Entered: 07/11/2014)
07/09/2014	<u>2</u>	COMPLAINT against The Northwestern Mutual Life Insurance Company, Inc. (Filing Fee \$ 350.00.) Document filed by Ruben Juarez. (lcu) (Entered: 07/11/2014)
07/09/2014		SUMMONS ISSUED as to The Northwestern Mutual Life Insurance Company, Inc. (lcu) (Entered: 07/11/2014)
07/09/2014		Case Designated ECF. (lcu) (Entered: 07/11/2014)
07/09/2014	<u>3</u>	STANDING ORDER IN RE PILOT PROJECT REGARDING CASE MANAGEMENT TECHNIQUES FOR COMPLEX CIVIL CASES IN THE SOUTHERN DISTRICT OF NEW YORK (See M-10-468 Order filed November 1, 2011). This case is hereby designated for inclusion in the Pilot Project Regarding Case Management Techniques for Complex Civil Cases in the Southern District of New York (the Pilot Project), unless the judge to whom this case is assigned determines otherwise. This case is designated for inclusion in the Pilot Project because it is a class action, an MDL action, or is in one of the following Nature of Suit categories: 160, 245, 315, 355, 365, 385, 410, 830, 840, 850, 893, or 950. The presiding judge in a case that does not otherwise qualify for inclusion in the Pilot Project may nevertheless designate the case for inclusion in the Pilot Project by issuing an order directing that the case be included in the Pilot Project. The description of the Pilot Project, including procedures to be followed, is attached to this Order. (Signed by Judge Loretta A. Preska on 10/31/2011) (lcu) (Entered: 07/11/2014)
07/09/2014		Magistrate Judge Frank Maas is so designated. (laq) (Entered: 09/04/2014)
07/14/2014	<u>4</u>	ORDER: Initial Conference set for 9/4/2014 at 02:30 PM before Judge Katherine B. Forrest. (Signed by Judge Katherine B. Forrest on 7/14/2014) (ajs) (Entered: 07/14/2014)
07/18/2014	<u>5</u>	CERTIFICATE OF SERVICE of the Order scheduling the IPTC and Judge Forrest's Individual Rules of Practice in Civil Cases served on Nyann Cox, Legal Process Specialist at Northwestern Mutual Life Ins. Co. on July 17, 2014. Service was made by Mail. Document filed by Ruben Juarez. (Klein, Adam) (Entered: 07/18/2014)
07/28/2014	<u>6</u>	AFFIDAVIT OF SERVICE of Summons and Complaint. The Northwestern Mutual Life Insurance Company, Inc. served on 7/16/2014, answer due 8/6/2014. Service was accepted by Nyann Cox, Legal Process Specialist at Northwestern Mutual Life Ins.. Document filed by Ruben Juarez. (Klein, Adam) (Entered: 07/28/2014)
07/31/2014	<u>7</u>	NOTICE OF APPEARANCE by Christopher Alan Parlo on behalf of The Northwestern Mutual Life Insurance Company, Inc.. (Parlo, Christopher) (Entered: 07/31/2014)

08/01/2014	<u>8</u>	FIRST LETTER addressed to Judge Katherine B. Forrest from Christopher Parlo dated 08-01-14 re: Extension of Time to Answer Complaint. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 08/01/2014)
08/01/2014	<u>9</u>	MEMO ENDORSEMENT on re: <u>8</u> Letter filed by The Northwestern Mutual Life Insurance Company, Inc. ENDORSEMENT: SO ORDERED. The Northwestern Mutual Life Insurance Company, Inc. answer due 9/5/2014. (Signed by Judge Katherine B. Forrest on 8/1/2014) (tn) (Entered: 08/01/2014)
08/08/2014		Pro Hac Vice Fee Payment: Filing fee \$ 200.00, receipt number 0208-9983382.(Viramontes, Victor) (Entered: 08/08/2014)
08/11/2014	<u>10</u>	FILING ERROR – DEFICIENT DOCKET ENTRY – MOTION for VICTOR VIRAMONTES to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Ruben Juarez. (Attachments: # <u>1</u> Certificate of Good Standing – Victor Viramontes)(Viramontes, Victor) Modified on 8/25/2014 (wb). (Entered: 08/11/2014)
08/15/2014	<u>11</u>	LETTER MOTION for Extension of Time to File Answer re: <u>2</u> Complaint addressed to Judge Katherine B. Forrest from Christopher A. Parlo dated August 15, 2014. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 08/15/2014)
08/15/2014	<u>12</u>	ORDER denying <u>11</u> Letter Motion for Extension of Time to Answer. Application denied. (Signed by Judge Katherine B. Forrest on 8/15/2014) (lmb) (Entered: 08/15/2014)
08/20/2014	<u>13</u>	MOTION for Olivia J. Quinto to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10017882. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Ruben Juarez. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing, # <u>2</u> Text of Proposed Order)(Quinto, Olivia) (Entered: 08/20/2014)
08/20/2014		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>13</u> MOTION for Olivia J. Quinto to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10017882. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 08/20/2014)
08/21/2014	<u>14</u>	MEMO ENDORSEMENT granting <u>13</u> Motion for Olivia J. Quinto to Appear Pro Hac Vice. ENDORSEMENT: ORDERED: Application granted. (Signed by Judge Katherine B. Forrest on 8/21/2014) (tn) (Entered: 08/21/2014)
08/21/2014	<u>15</u>	NOTICE OF APPEARANCE by Brendan Thomas Killeen on behalf of The Northwestern Mutual Life Insurance Company, Inc.. (Killeen, Brendan) (Entered: 08/21/2014)
08/22/2014	<u>16</u>	MOTION for Paul F. Heaton to Appear Pro Hac Vice . Filing fee \$ 200.00. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by The Northwestern Mutual Life Insurance Company, Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing, # <u>2</u> Text of Proposed Order)(Heaton, Paul) (Entered: 08/22/2014)
08/22/2014		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>16</u> MOTION for Paul F. Heaton to Appear Pro Hac Vice . Filing fee \$ 200.00. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 08/22/2014)
08/25/2014	<u>17</u>	MEMO ENDORSEMENT granting <u>16</u> Motion for Paul F. Heaton to Appear Pro Hac Vice. ENDORSEMENT: ORDERED: Application granted. (Signed by Judge Katherine B. Forrest on 8/25/2014) (tn) (Entered: 08/25/2014)
08/25/2014		>>>NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice regarding Document No. <u>10</u> MOTION for VICTOR VIRAMONTES to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff.. The filing is deficient for the following reason(s): Missing Certificate of Good Standing.Missing Proposed Order.

		Certificate of Good Standing Must be issued from Supreme Court of California with a Clerk of Court Signature. Re-file the document as a Corrected Motion to Appear Pro Hac Vice and attach a valid Certificate of Good Standing, issued within the past 30 days.Re-file the document as a Corrected Motion to Appear Pro Hac Vice and attach a Proposed Order. (wb) (Entered: 08/25/2014)
08/26/2014	<u>18</u>	MOTION for John A. Haase to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10038090. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by The Northwestern Mutual Life Insurance Company, Inc.. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing, # <u>2</u> Text of Proposed Order)(Haase, John) (Entered: 08/26/2014)
08/26/2014		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>18</u> MOTION for John A. Haase to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10038090. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 08/26/2014)
08/26/2014		Pro Hac Vice Fee Payment: for <u>16</u> MOTION for Paul F. Heaton to Appear Pro Hac Vice . Filing fee \$ 200.00. Motion and supporting papers to be reviewed by Clerk's Office staff. Filing fee \$ 200.00, receipt number 0208-10038352.(Heaton, Paul) (Entered: 08/26/2014)
08/27/2014	<u>19</u>	MEMO ENDORSEMENT granting <u>18</u> Motion for John A. Haase to Appear Pro Hac Vice. ENDORSEMENT: ORDERED: Application granted. (Signed by Judge Katherine B. Forrest on 8/27/2014) (tn) (Entered: 08/27/2014)
08/29/2014	<u>20</u>	ORDER: In light of the Court's schedule, the initial pretrial conference scheduled for Thursday, 9/4/2014 at 2:30 p.m. is now rescheduled to 9/4/2014 at 03:30 PM before Judge Katherine B. Forrest. (Signed by Judge Katherine B. Forrest on 8/29/2014) (tn) (Entered: 08/29/2014)
08/29/2014	<u>21</u>	ORDER: The Clerk of Court shall remove this action from the Pilot Project Regarding Case Management Techniques for Complex Civil Cases in the Southern District of New York. SO ORDERED. (Signed by Judge Katherine B. Forrest on 8/29/2014) (ja) (Entered: 08/29/2014)
09/04/2014	<u>22</u>	MOTION to Dismiss . Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 09/04/2014)
09/04/2014	<u>23</u>	MEMORANDUM OF LAW in Support re: <u>22</u> MOTION to Dismiss . . Document filed by The Northwestern Mutual Life Insurance Company, Inc.. (Parlo, Christopher) (Entered: 09/04/2014)
09/04/2014	<u>24</u>	LETTER addressed to Judge Katherine B. Forrest from Christopher A. Parlo dated September 4, 2014 re: Request for Partial Stay of Discovery. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 09/04/2014)
09/04/2014	<u>25</u>	LETTER addressed to Judge Katherine B. Forrest from Michael Litrownik dated September 4, 2014 re: In response to Defendant's Request for Partial Stay of Discovery <u>24</u> . Document filed by Ruben Juarez.(Litrownik, Michael) (Entered: 09/04/2014)
09/04/2014		Minute Entry for proceedings held before Judge Katherine B. Forrest: Initial Pretrial Conference held on 9/4/2014. (jp) (Entered: 09/04/2014)
09/08/2014	<u>26</u>	ORDER: As discussed at the initial pretrial conference, parties shall meet and confer regarding the briefing schedule for the motion to dismiss (ECF No. 22). Parties shall jointly propose a briefing schedule no later than Thursday, September 11, 2014. The next status conference in this matter is scheduled for Friday, November 7, 2014, at 2 p.m. The conference will be telephonic. Parties shall call Chambers (202-805-0276) from one line at the designated time., (Status Conference set for 11/7/2014 at 02:00 PM before Judge Katherine B. Forrest.) (Signed by Judge Katherine B. Forrest on 9/8/2014) (lmb) (Entered: 09/08/2014)
09/08/2014	<u>27</u>	MEMO ENDORSEMENT on re: <u>24</u> Letter filed by The Northwestern Mutual Life Insurance Company, Inc. ENDORSEMENT: Denied; limited discovery shall proceed. Otherwise, as discussed at conference. (Signed by Judge Katherine B. Forrest on

		9/8/2014) (lmb) (Entered: 09/08/2014)
09/09/2014	<u>28</u>	TRANSCRIPT of Proceedings re: INITIAL PRETRIAL CONFERENCE held on 9/4/2014 before Judge Katherine B. Forrest. Court Reporter/Transcriber: Shari Riemer, (518) 581-8973. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/3/2014. Redacted Transcript Deadline set for 10/14/2014. Release of Transcript Restriction set for 12/11/2014.(ca) (Entered: 09/09/2014)
09/09/2014	<u>29</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Initial Pretrial Conference proceeding held on 09/04/2014 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...(ca) (Entered: 09/09/2014)
09/11/2014	<u>30</u>	LETTER addressed to Judge Katherine B. Forrest from Michael N. Litrownik dated September 11, 2014 re: Joint Briefing Schedule. Document filed by Ruben Juarez.(Litrownik, Michael) (Entered: 09/11/2014)
09/11/2014	<u>31</u>	MEMO ENDORSEMENT on re: <u>30</u> Letter filed by Ruben Juarez. ENDORSEMENT: So ordered., (Responses due by 9/30/2014., Replies due by 10/10/2014.) (Signed by Judge Katherine B. Forrest on 9/11/2014) (lmb) (Entered: 09/11/2014)
09/15/2014	<u>32</u>	MOTION for Thomas Andrew Saenz to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10101075. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Ruben Juarez. (Attachments: # <u>1</u> Certificate of Good Standing, # <u>2</u> Proposed Order)(Saenz, Thomas) (Entered: 09/15/2014)
09/15/2014		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>32</u> MOTION for Thomas Andrew Saenz to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10101075. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu) (Entered: 09/15/2014)
09/15/2014	<u>33</u>	MOTION for Victor Viramontes to Appear Pro Hac Vice CORRECTED. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Ruben Juarez. (Attachments: # <u>1</u> Certificate of Good Standing - VV, # <u>2</u> Order for Admission Pro Hac Vice - VV)(Viramontes, Victor) (Entered: 09/15/2014)
09/16/2014		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>33</u> MOTION for Victor Viramontes to Appear Pro Hac Vice CORRECTED. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 09/16/2014)
09/16/2014	<u>34</u>	ORDER FOR ADMISSION PRO HAC VICE granting <u>32</u> Motion for Thomas A. Saenz to Appear Pro Hac Vice. (Signed by Judge Katherine B. Forrest on 9/16/2014) (lmb) (Entered: 09/16/2014)
09/16/2014	<u>35</u>	ORDER FOR ADMISSION PRO HAC VICE granting <u>33</u> Motion for Victor Viramontes to Appear Pro Hac Vice. (Signed by Judge Katherine B. Forrest on 9/16/2014) (lmb) (Entered: 09/16/2014)
09/30/2014	<u>36</u>	MEMORANDUM OF LAW in Opposition re: <u>22</u> MOTION to Dismiss . . Document filed by Ruben Juarez. (Klein, Adam) (Entered: 09/30/2014)
10/06/2014	<u>37</u>	ORDER re: <u>22</u> MOTION to Dismiss filed by The Northwestern Mutual Life Insurance Company, Inc.: The parties shall appear for oral argument on the pending motion to dismiss (ECF No. 22) on Wednesday, October 15, 2014, at 10:30 a.m. (Oral Argument set for 10/15/2014 at 10:30 AM before Judge Katherine B. Forrest.) (Signed by Judge Katherine B. Forrest on 10/6/2014) (tn) (Entered: 10/06/2014)
10/08/2014	<u>38</u>	LETTER MOTION to Adjourn Conference addressed to Judge Katherine B. Forrest from Chris Parlo dated October 8, 2014. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 10/08/2014)

10/09/2014	<u>39</u>	ORDER granting <u>38</u> Letter Motion to Adjourn Conference. Oral argument rescheduled to 11/3/14 at 10 am. Oral Argument set for 11/3/2014 at 10:00 AM before Judge Katherine B. Forrest. (Signed by Judge Katherine B. Forrest on 10/9/2014) (lmb) (Entered: 10/09/2014)
10/10/2014	<u>40</u>	REPLY MEMORANDUM OF LAW in Support re: <u>22</u> MOTION to Dismiss . . Document filed by The Northwestern Mutual Life Insurance Company, Inc.. (Heaton, Paul) (Entered: 10/10/2014)
11/03/2014	<u>41</u>	ORDER: The Court heard oral argument today on the pending motion to dismiss the Complaint. The telephonic status conference scheduled for November 7, 2014 is hereby ADJOURNED. The next status conference will be on Friday, January 9, 2015, at 4 p.m. The conference will be telephonic unless the Court informs the parties otherwise., (Status Conference set for 1/9/2015 at 04:00 PM before Judge Katherine B. Forrest.) (Signed by Judge Katherine B. Forrest on 11/3/2014) (lmb) (Entered: 11/03/2014)
11/03/2014		Minute Entry for proceedings held before Judge Katherine B. Forrest: Oral Argument held on 11/3/2014 re: <u>22</u> MOTION to Dismiss . filed by The Northwestern Mutual Life Insurance Company, Inc. (jp) (Entered: 11/05/2014)
11/07/2014	<u>42</u>	LETTER addressed to Judge Katherine B. Forrest from Paul F. Heaton dated November 7, 2014 re: Correspondence responding to the Court's inquiries at hearing. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Heaton, Paul) (Entered: 11/07/2014)
11/11/2014	<u>43</u>	LETTER addressed to Judge Katherine B. Forrest from Michael N. Litrownik dated November 11, 2014 re: Response to Defendant's November 7, 2014 Letter. Document filed by Ruben Juarez.(Litrownik, Michael) (Entered: 11/11/2014)
11/14/2014	<u>44</u>	OPINION & ORDER #104969 re: <u>22</u> MOTION to Dismiss . filed by The Northwestern Mutual Life Insurance Company, Inc. For the reasons set forth above, defendant's motion to dismiss is DENIED. The Clerk of Court is directed to terminate the motion at ECF No. 22. (Signed by Judge Katherine B. Forrest on 11/14/2014) (lmb) Modified on 11/18/2014 (ca). (Entered: 11/14/2014)
11/17/2014	<u>45</u>	TRANSCRIPT of Proceedings re: conference held on 11/3/2014 before Judge Katherine B. Forrest. Court Reporter/Transcriber: Lisa Picciano Fellis, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 12/11/2014. Redacted Transcript Deadline set for 12/22/2014. Release of Transcript Restriction set for 2/20/2015.(McGuirk, Kelly) (Entered: 11/17/2014)
11/17/2014	<u>46</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a conference proceeding held on 11/3/2014 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...(McGuirk, Kelly) (Entered: 11/17/2014)
11/24/2014	<u>47</u>	MOTION to Certify the Court's November 14, 2014 Decision for Interlocutory Appeal Pursuant to 28 U.S.C. Sec. 1292 re: <u>44</u> Memorandum & Opinion, . Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Heaton, Paul) (Entered: 11/24/2014)
11/24/2014	<u>48</u>	MEMORANDUM OF LAW in Support re: <u>47</u> MOTION to Certify the Court's November 14, 2014 Decision for Interlocutory Appeal Pursuant to 28 U.S.C. Sec. 1292 re: <u>44</u> Memorandum & Opinion, . . Document filed by The Northwestern Mutual Life Insurance Company, Inc.. (Heaton, Paul) (Entered: 11/24/2014)
11/25/2014	<u>49</u>	LETTER MOTION for Extension of Time to File Response/Reply addressed to Judge Katherine B. Forrest from Michael N. Litrownik dated November 25, 2014. Document filed by Ruben Juarez.(Litrownik, Michael) (Entered: 11/25/2014)
11/25/2014	<u>50</u>	ORDER granting <u>49</u> Letter Motion for Extension of Time to File Response/Reply re <u>47</u> MOTION to Certify the Court's November 14, 2014 Decision for Interlocutory

		Appeal Pursuant to 28 U.S.C. Sec. 1292 re: <u>44</u> Memorandum & Opinion: ORDERED: Application granted. Responses due by 12/10/2014, Replies due by 12/17/2014. (Signed by Judge Katherine B. Forrest on 11/25/2014) (tn) (Entered: 11/25/2014)
11/26/2014	<u>51</u>	LETTER MOTION for Extension of Time to File Answer re: <u>2</u> Complaint addressed to Judge Katherine B. Forrest from Christopher A. Parlo dated November 26, 2014. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 11/26/2014)
11/26/2014	<u>52</u>	ORDER granting <u>51</u> Letter Motion for Extension of Time to Answer. Application granted. The Northwestern Mutual Life Insurance Company, Inc. answer due 12/3/2014. (Signed by Judge Katherine B. Forrest on 11/26/2014) (lmb) (Entered: 11/26/2014)
12/03/2014	<u>53</u>	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. No Corporate Parent. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 12/03/2014)
12/03/2014	<u>54</u>	ANSWER to <u>2</u> Complaint with JURY DEMAND. Document filed by The Northwestern Mutual Life Insurance Company, Inc..(Parlo, Christopher) (Entered: 12/03/2014)
12/05/2014	<u>55</u>	ORDER: The parties shall submit a jointly proposed schedule to govern the remainder of this action not later than Thursday, December 11, 2014. If the parties cannot agree on a schedule, they shall set forth their respective positions by that date. (Signed by Judge Katherine B. Forrest on 12/5/2014) (lmb) (Entered: 12/05/2014)
12/10/2014	<u>56</u>	MEMORANDUM OF LAW in Opposition re: <u>47</u> MOTION to Certify the Court's November 14, 2014 Decision for Interlocutory Appeal Pursuant to 28 U.S.C. Sec. 1292 re: <u>44</u> Memorandum & Opinion, . . Document filed by Ruben Juarez. (Klein, Adam) (Entered: 12/10/2014)
12/11/2014	<u>57</u>	LETTER addressed to Judge Katherine B. Forrest from Ossai Miazad dated December 11, 2014 re: jointly proposed schedule. Document filed by Ruben Juarez.(Miazad, Ossai) (Entered: 12/11/2014)
12/12/2014	<u>58</u>	ORDER: The following schedule shall govern the remainder of this action: 1. Plaintiff's expert identification/disclosures are due March 17, 2015. 2. Defendant's expert identification/disclosures are due April 16, 2015. 3. Plaintiff's rebuttal expert identification/disclosures are due April 30, 2015. 4. Close of fact discovery: June 1, 2015. 5. Close of expert discovery: June 15, 2015. 6. Class certification briefing schedule: a. Opening: June 15, 2015. b. Opposition: July 15, 2015. c. Reply: July 29, 2015. 7. Summary judgment briefing schedule: a. Openings: August 31, 2015. b. Oppositions: September 21, 2015. c. Replies: September 28, 2015. 8. Pretrial materials, including the Joint Pretrial Order ("JPTO"), are due November 6, 2015. 9. The Final Pretrial Conference ("FPTC") is set for November 12, 2015, at 1 p.m. 10. Trial shall commence on November 16, 2015. (Motions due by 8/31/2015. Responses due by 9/21/2015 Replies due by 9/28/2015. Fact Discovery due by 6/1/2015. Expert Discovery due by 6/15/2015. Final Pretrial Conference set for 11/12/2015 at 01:00 PM before Judge Katherine B. Forrest. Pretrial Order due by 11/6/2015.) (Signed by Judge Katherine B. Forrest on 12/12/2014) (mro) (Entered: 12/12/2014)
12/17/2014	<u>59</u>	REPLY MEMORANDUM OF LAW in Support re: <u>47</u> MOTION to Certify the Court's November 14, 2014 Decision for Interlocutory Appeal Pursuant to 28 U.S.C. Sec. 1292 re: <u>44</u> Memorandum & Opinion, . . Document filed by The Northwestern Mutual Life Insurance Company, Inc.. (Heaton, Paul) (Entered: 12/17/2014)
12/30/2014	<u>60</u>	MOTION for Katrina L. Eiland to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10451378. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Ruben Juarez. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing, # <u>2</u> Text of Proposed Order)(Eiland, Katrina) (Entered: 12/30/2014)
12/30/2014		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>60</u> MOTION for Katrina L. Eiland to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10451378. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (sdi) (Entered: 12/30/2014)

12/30/2014	<u>61</u>	MEMORANDUM & DECISION granting <u>47</u> Motion. For the reasons set forth above, defendant's motion is GRANTED. The Court hereby amends the November 14, 2014 Opinion & Order to include certification for interlocutory appeal. See Fed. R. App. P. 5(a)(3). The Clerk of Court is directed to terminate the motion at ECF No. 47. (Signed by Judge Katherine B. Forrest on 12/30/2014) (lmb) (Entered: 12/30/2014)
12/30/2014	<u>62</u>	ORDER: This action is hereby STAYED pending the Second Circuit's decision whether or not to accept defendant's interlocutory appeal from the November 14, 2014 Opinion & Order. If the Second Circuit takes the appeal, the action will be stayed until the appeal is decided. Otherwise, the schedule will resume. The January 9, 2015 telephonic status conference is ADJOURNED. (Signed by Judge Katherine B. Forrest on 12/30/2014) (lmb) (Entered: 12/30/2014)
12/31/2014	<u>63</u>	ORDER FOR ADMISSION PRO HAC VICE granting <u>60</u> Motion for Katrina L. Eiland to Appear Pro Hac Vice. (Signed by Judge Katherine B. Forrest on 12/31/2014) (tn) (Entered: 12/31/2014)
01/02/2015	<u>64</u>	MOTION for Veronica Cortez to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10455313. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Ruben Juarez. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing, # <u>2</u> Exhibit Text of Proposed Order)(Cortez, Veronica) (Entered: 01/02/2015)
01/05/2015		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <u>64</u> MOTION for Veronica Cortez to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10455313. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (sdi) (Entered: 01/05/2015)
01/05/2015	<u>65</u>	ORDER FOR ADMISSION PRO HAC VICE granting <u>64</u> Motion for Veronica Cortez to Appear Pro Hac Vice. (Signed by Judge Katherine B. Forrest on 1/5/2015) (tn) (Entered: 01/05/2015)
03/17/2015	<u>66</u>	TRUE COPY ORDER of USCA. USCA Case Number 15-0136. Petitioner moves, pursuant to 28 U.S.C. ' 1292(b), for leave to appeal an interlocutory order of the district court and for permission to file a reply. Upon due consideration, it is hereby ORDERED that the § 1292(b) petition is GRANTED and the motion to file a reply is DENIED as moot. Catherine O'Hagan Wolfe, Clerk USCA for the Second Circuit. Certified: 03/17/2015. (nd) (Entered: 03/17/2015)
03/17/2015		APPEAL FEE DUE. \$505.00 APPEAL FILING FEE DUE WITHIN 14 DAYS. re: <u>66</u> USCA Order granting leave to appeal an interlocutory order. Petition filed by The Northwestern Mutual Life Insurance Company, Inc.. (nd) (Entered: 03/17/2015)
03/27/2015		USCA Appeal Fees received \$ 505.00 receipt number 465401121009 on 03/27/2015 re: <u>66</u> USCA Order granting leave to appeal an interlocutory order. Petition filed by The Northwestern Mutual Life Insurance Company, Inc. [USCA Case No. 15-0790-cv.] (nd) (Entered: 03/27/2015)
03/30/2015		Appeal Record Sent to USCA (Electronic File). Certified Indexed record on Appeal Electronic Files for <u>52</u> Order on Motion for Extension of Time to Answer, <u>50</u> Order on Motion for Extension of Time to File Response/Reply, <u>59</u> Reply Memorandum of Law in Support of Motion, filed by The Northwestern Mutual Life Insurance Company, Inc., <u>29</u> Notice of Filing Transcript,, <u>58</u> Scheduling Order,,,,, <u>23</u> Memorandum of Law in Support of Motion filed by The Northwestern Mutual Life Insurance Company, Inc., <u>12</u> Order on Motion for Extension of Time to Answer, <u>24</u> Letter filed by The Northwestern Mutual Life Insurance Company, Inc., <u>9</u> Memo Endorsement, Set Deadlines,, <u>54</u> Answer to Complaint filed by The Northwestern Mutual Life Insurance Company, Inc., <u>47</u> MOTION to Certify the Court's November 14, 2014 Decision for Interlocutory Appeal Pursuant to 28 U.S.C. Sec. 1292 re: <u>44</u> Memorandum & Opinion, . filed by The Northwestern Mutual Life Insurance Company, Inc., <u>28</u> Transcript,, <u>16</u> MOTION for Paul F. Heaton to Appear Pro Hac Vice . Filing fee \$ 200.00. Motion and supporting papers to be reviewed by Clerk's Office staff. filed by The Northwestern Mutual Life Insurance Company, Inc., <u>26</u> Order, Set Hearings,,,,, <u>8</u> Letter filed by The Northwestern Mutual Life Insurance Company, Inc., <u>66</u> USCA Order, <u>41</u> Order, Set Hearings,, <u>38</u> LETTER MOTION to Adjourn Conference addressed to Judge Katherine B. Forrest from Chris Parlo dated October 8, 2014. filed by The

		<p>Northwestern Mutual Life Insurance Company, Inc., 42 Letter filed by The Northwestern Mutual Life Insurance Company, Inc., 3 Standing Order re Complex Civil Cases,,,,, 65 Order on Motion to Appear Pro Hac Vice, 55 Order, 30 Letter filed by Ruben Juarez, 14 Order on Motion to Appear Pro Hac Vice, 46 Notice of Filing Transcript,, 33 MOTION for Victor Viramontes to Appear Pro Hac Vice CORRECTED. Motion and supporting papers to be reviewed by Clerk's Office staff. filed by Ruben Juarez, 56 Memorandum of Law in Opposition to Motion, filed by Ruben Juarez, 20 Order for Initial Pretrial Conference, 25 Letter filed by Ruben Juarez, 19 Order on Motion to Appear Pro Hac Vice, 63 Order on Motion to Appear Pro Hac Vice, 49 LETTER MOTION for Extension of Time to File Response/Reply addressed to Judge Katherine B. Forrest from Michael N. Litrownik dated November 25, 2014. filed by Ruben Juarez, 11 LETTER MOTION for Extension of Time to File Answer re: 2 Complaint addressed to Judge Katherine B. Forrest from Christopher A. Parlo dated August 15, 2014. filed by The Northwestern Mutual Life Insurance Company, Inc., 57 Letter filed by Ruben Juarez, 61 Order on Motion for Miscellaneous Relief, 60 MOTION for Katrina L. Eiland to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10451378. Motion and supporting papers to be reviewed by Clerk's Office staff. filed by Ruben Juarez, 27 Memo Endorsement, 13 MOTION for Olivia J. Quinto to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10017882. Motion and supporting papers to be reviewed by Clerk's Office staff. filed by Ruben Juarez, 37 Order, Set Hearings,, 64 MOTION for Veronica Cortez to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10455313. Motion and supporting papers to be reviewed by Clerk's Office staff. filed by Ruben Juarez, 21 Order Vacating Designation re Complex Civil Case, 4 Order for Initial Pretrial Conference, 44 Memorandum & Opinion, 43 Letter filed by Ruben Juarez, 34 Order on Motion to Appear Pro Hac Vice, 22 MOTION to Dismiss . filed by The Northwestern Mutual Life Insurance Company, Inc., 62 Order Staying Case, Terminate Hearings,, 2 Complaint filed by Ruben Juarez, 5 Certificate of Service Other, filed by Ruben Juarez, 6 Affidavit of Service Complaints, filed by Ruben Juarez, 18 MOTION for John A. Haase to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10038090. Motion and supporting papers to be reviewed by Clerk's Office staff. filed by The Northwestern Mutual Life Insurance Company, Inc., 45 Transcript,, 36 Memorandum of Law in Opposition to Motion filed by Ruben Juarez, 35 Order on Motion to Appear Pro Hac Vice, 32 MOTION for Thomas Andrew Saenz to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-10101075. Motion and supporting papers to be reviewed by Clerk's Office staff. filed by Ruben Juarez, 39 Order on Motion to Adjourn Conference, 40 Reply Memorandum of Law in Support of Motion filed by The Northwestern Mutual Life Insurance Company, Inc., 51 LETTER MOTION for Extension of Time to File Answer re: 2 Complaint addressed to Judge Katherine B. Forrest from Christopher A. Parlo dated November 26, 2014. filed by The Northwestern Mutual Life Insurance Company, Inc., 53 Rule 7.1 Corporate Disclosure Statement filed by The Northwestern Mutual Life Insurance Company, Inc., 17 Order on Motion to Appear Pro Hac Vice, 48 Memorandum of Law in Support of Motion, filed by The Northwestern Mutual Life Insurance Company, Inc., 7 Notice of Appearance filed by The Northwestern Mutual Life Insurance Company, Inc., 31 Memo Endorsement, Set Deadlines, 15 Notice of Appearance filed by The Northwestern Mutual Life Insurance Company, Inc. were transmitted to the U.S. Court of Appeals. (nd) (Entered: 03/30/2015)</p>
05/13/2015	67	<p>MANDATE of USCA (Certified Copy) USCA Case Number 15-136. Petitioner moves, pursuant to 28 U.S.C. ' 1292(b), for leave to appeal an interlocutory order of the district court and for permission to file a reply. Upon due consideration, it is hereby ORDERED that the § 1292(b) petition is GRANTED and the motion to file a reply is DENIED as moot. Catherine O'Hagan Wolfe, Clerk USCA for the Second Circuit. Issued As Mandate: 05/13/2015. (nd) (Entered: 05/13/2015)</p>
05/26/2015	68	<p>STIPULATION OF VOLUNTARY DISMISSAL It is hereby stipulated and agreed by and between the parties and/or their respective counsel(s) that the above-captioned action is voluntarily dismissed, with prejudice against the defendant(s) The Northwestern Mutual Life Insurance Company, Inc. pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. Document filed by Ruben Juarez.(Klein, Adam) (Entered: 05/26/2015)</p>
06/01/2015	69	<p>STIPULATION FOR DISMISSAL: The parties, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), through their respective, authorized counsel, hereby stipulate to the</p>

		dismissal of this action with prejudice, and with each of the parties to bear their own fees, costs, and expenses. SO ORDERED. (Signed by Judge Katherine B. Forrest on 6/01/2015) (ama) (Entered: 06/01/2015)
06/01/2015		Terminate Transcript Deadlines (ama) (Entered: 06/01/2015)
06/04/2015	<u>70</u>	MANDATE of USCA (Certified Copy) USCA Case Number 15-790. The parties in the above-referenced case have filed a stipulation withdrawing this appeal pursuant to FRAP 42. The stipulation is hereby "So Ordered". Catherine O'Hagan Wolfe, Clerk USCA for the Second Circuit. Issued As Mandate: 06/04/2015. (nd) (Entered: 06/04/2015)