

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SULEIMAN ABDULLAH SALIM, et al.,	}	No. CV-15-0286-JLQ
Plaintiffs,		
vs.	}	ORDER GRANTING JOINT MOTION TO EXTEND DEADLINES
JAMES E. MITCHELL and JOHN JESSEN,		
Defendants.	}	

BEFORE THE COURT are the parties' Joint Motion to Extend Deadlines (ECF No. 148) and Defendants' unopposed Motion to Expedite (ECF No. 149). The Motion to Extend sets forth the status of discovery, including that the parties have traveled to Dominica and South Africa for depositions. The parties have also identified eleven experts and are still completing expert depositions. The Motion further notes the Government has recently raised the issue of state secrets privilege and briefing continues on that issue. Additionally, the parties state they have recently begun settlement discussions and a relatively brief extension of the pretrial and trial dates will allow them sufficient time "to both explore settlement and complete the tasks necessary to prepare this case for trial." (ECF No. 148, p. 7).

The court finds good cause for the requested extension, and grants the Motion To Extend with some rejection and modification of the parties' proposed dates.

IT IS HEREBY ORDERED:

1. Defendants' Motion to Expedite (ECF No. 149) is **GRANTED**.
2. The parties' Joint Motion to Extend Deadlines (ECF No. 148) is **GRANTED**.

The court's prior Scheduling Order is amended, as set forth below.

1 3. Expert witness depositions shall be completed on or before **May 1, 2017**.

2 4. All dispositive motions shall be filed and served on or before **May 22, 2017**.
3 Response and reply briefing shall be filed and served in accordance with Local Rule 7.1.
4 Oral argument, if requested, shall be scheduled by contacting the court's Judicial
5 Assistant, Lee Ann Mauk, at 509-458-5280.

6 5. Exhibit lists shall be filed and served and exhibits made available for
7 inspection (or copies provided) on or before **July 11, 2017**. The exhibits shall not be
8 filed. Objections to exhibits shall be filed and served on or before **August 1, 2017**, and
9 shall be heard at the pretrial conference. All exhibits shall be pre-marked: Plaintiffs shall
10 use numbers 1-499; Defendants shall use numbers 500 et seq. The party objecting to an
11 exhibit shall submit copies of exhibits to which objection is taken no later than **August 4,**
12 **2017**. If feasible the exhibits challenged by objection may be electronically filed, or
13 alternatively a courtesy copy may be submitted to chambers.

14 6. Designation of substantive, as opposed to impeachment, deposition testimony of
15 witnesses who will be unavailable to give live testimony at trial, shall be by highlighting
16 in blue and served, **not filed**, on or before **July 11, 2017**. Cross-designations by high-
17 lighting in yellow shall be served, **not filed**, on or before **July 25, 2017**. Objections to
18 any designated deposition testimony shall be **filed and served** on or before **August 1,**
19 **2017**, and shall be heard at the pretrial conference.

20 7. All unresolved substantive or evidentiary issues which may foreseeably arise
21 during trial shall be addressed by motions in limine to be served and filed not later than
22 **July 11, 2017**, and shall be heard and resolved at the pretrial conference.

23 8. Trial briefs, requested jury instructions, and requested jury voir dire shall be
24 filed and served on or before **August 1, 2017**.

25 9. The pretrial conference will be held in Spokane, Washington on **August 21,**
26 **2017 at 10:00 a.m.** All unresolved motions and objections will be heard at the pretrial
27 conference. If an agreed pretrial order has been lodged, counsel need not appear at the
28 pretrial conference unless unresolved motions or objections exist.

