

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JAMES ELMER MITCHELL and
JOHN JESSEN,

Petitioners,

vs.

UNITED STATES OF AMERICA,

Respondent.

No. 16-MC-0036-JLQ

ORDER RE: MOTION TO
EXPEDITE

Related Case:

SULEIMAN ABDULLAH SALIM, et al.,

Plaintiffs,

vs.

JAMES E. MITCHELL and JOHN
JESSEN,

Defendants.

No. CV-15-0286-JLQ

On January 18, 2017, Petitioners/Defendants filed a Motion to Compel (ECF No. 54). The Motion to Compel did not request oral argument and was not filed with a motion to expedite. At approximately 4:30 p.m., PST, on Friday, January 20, 2017, Defendants filed a Motion to Expedite (ECF No. 56), seeking expedited consideration of the Motion to Compel and seeking oral argument on the Motion to Compel. Generally, absent good cause for a later filing, a motion to expedite should be filed on the same date as the substantive motion.

1 **IT IS HEREBY ORDERED:**

2 1. The Motion to Expedite (ECF No. 56) is **GRANTED IN PART** and **DENIED**
3 **IN PART.**

4 2. The Government shall file a Response to the Motion to Compel (ECF No. 54)
5 no later than **January 31, 2017.**

6 3. Defendants' Reply brief, if any, shall be filed no later than **February 6, 2017.**

7 4. The court will hear telephonic oral argument on the Motion to Compel on
8 **February 14, 2017, at 10:00 a.m., PST.** The court's judicial assistant will contact the
9 parties to provide call-in instructions and to obtain the name of lead counsel for the call.

10 **IT IS SO ORDERED.** The Clerk is hereby directed to enter this Order and
11 furnish copies to counsel.

12 **DATED** this 23rd day of January, 2017.

13 s/ Justin L. Quackenbush
14 JUSTIN L. QUACKENBUSH
15 SENIOR UNITED STATES DISTRICT JUDGE
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