

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

JOAQUIN CARCAÑO, et al.,

Plaintiffs,

v.

PATRICK McCRORY, in his official
capacity as Governor of North Carolina, et al.,

Defendants,

and

PHIL BERGER, in his official capacity as
President Pro Tempore of the North
Carolina Senate; and TIM MOORE, in his
official capacity as Speaker of the North
Carolina House of Representatives,

Intervenor-Defendants.

1:16CV236

UNITED STATES OF AMERICA,

Plaintiff,

v.

STATE OF NORTH CAROLINA, et al.,

Defendants,

and

PHIL BERGER, in his official capacity as
President Pro Tempore of the North
Carolina Senate; and TIM MOORE, in his
official capacity as Speaker of the North
Carolina House of Representatives,

Intervenor-Defendants.

1:16CV425

PHIL BERGER, in his official capacity as
President Pro Tempore of the North
Carolina Senate; and TIM MOORE, in his
official capacity as Speaker of the North
Carolina House of Representatives,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
JUSTICE, et al.,

Defendants.

1:16CV844

NORTH CAROLINIANS FOR PRIVACY,
an unincorporated nonprofit association,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF
JUSTICE, et al.,

Defendants.

1:16CV845

ORDER

This matter is before the Court for the setting of an Initial Pretrial Conference in the above-captioned cases, pursuant to the July 14, 2016 Order of the District Judge. In light of that Order, the Court will set this matter for a Pretrial Scheduling Conference on July 22, 2016 at 1:00 p.m. Prior to the hearing, the parties must meet and confer in accordance with Federal Rule of Civil Procedure 26(f) and Local Rule 16.1, and must file their Rule 26(f) Report(s), whether jointly or individually, by July 20, 2016, in accordance with Local Rule 16.2 and 16.3.

In their Report(s), the parties should propose a schedule for discovery that renders these cases ready for trial by late October or early November 2016, as provided in the July 14, 2016 Order, and should also address the potential consolidation or coordination of these cases for purposes of discovery. Further, the Report(s) should include any proposals or agreements regarding a specific trial date, as well as a proposed schedule for final pretrial preparation, including the filing of trial briefs, motions in limine, joint stipulations of fact, and proposed findings of fact and conclusions of law. The parties may also set forth in their Report(s) any additional pretrial matters which require the Court's attention. At the Pretrial Conference, the Court will address the matters included in the Report(s), and will also consider setting periodic status conferences throughout the expedited discovery period, to ensure that these cases remain on schedule for a late October or early November trial date.

Finally, the Court notes that the District Judge has ordered the parties to meet and confer to determine whether they can reach consensus regarding the elimination of overlapping claims in these four cases, and to file a joint notice regarding their respective positions by July 22, 2016. The parties should be prepared to address their positions on this issue at the July 22, 2016 hearing, including with respect to any effect those positions may have on the discovery schedule.¹

IT IS THEREFORE ORDERED that this matter is set for an Initial Pretrial Conference on July 22, 2016, at 1:00 p.m. in Courtroom 3 of the United States Courthouse in Winston-Salem, North Carolina.

¹ Absent a Court order cancelling the Initial Pretrial Conference, this matter will remain set for July 22, 2016, even if the parties reach agreement and file a Joint Rule 26(f) Report, given the various matters to be addressed as set out above.

IT IS FURTHER ORDERED that the parties must file their Rule 26(f) Report(s), whether jointly or individually, by July 20, 2016, as noted herein.

This, the 15th day of July, 2016.

/s/ Joi Elizabeth Peake
United States Magistrate Judge