

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff)	
)	
RACHEL TUDOR,)	
)	
Plaintiff-Intervenor)	
v.)	CASE NO. 5:15-CV-00324-C
)	
SOUTHEASTERN OKLAHOMA)	
STATE UNIVERSITY, and)	
)	
THE REGIONAL UNIVERSITY)	
SYSTEM OF OKLAHOMA,)	
)	
Defendants.)	

**UNITED STATES’ MOTION FOR LEAVE TO FILE ITS LIST OF EXPERT
WITNESSES WITH INCORPORATED BRIEF**

The United States respectfully makes this motion for leave to file its final list of expert witnesses. The operative scheduling order (ECF No. 57) set June 6, 2016, as the deadline for the United States to “designate expert witnesses and produce expert reports.” In compliance with this deadline, the United States served the Defendants and Plaintiff-Intervenor with its expert reports and designations on June 6, 2016. *See* Exhibit 1.

The Court’s original scheduling order (ECF No. 39), however, required the United States to also file a final list of expert witnesses with the Court. The requirement to file the list of expert witnesses with the Court was not carried over to the amended scheduling order, which was drafted and proposed to the Court by the parties. The omission of this provision was not intentional on the part of the United States. However, as a result of its

omission, the United States did not file such a list of expert witnesses with the Court on June 6, 2016. In recognition of the Court's original intent that the parties file a list of expert witnesses on the docket, the United States respectfully requests leave to file the attached list of expert witnesses now. *See* Exhibit 2.

Plaintiff-Intervenor does not oppose this motion. On August 5, 2016, the United States conferred with Defendants regarding the filing of this motion. The Defendants did not believe the United States was required to file a list of expert witnesses with the Court and believed this motion was unnecessary. But the Defendants stated that if the United States wanted to file an expert witness list with the Court, they had no objection to the United States doing so.

Relief Requested

The United States respectfully requests that the Court enter the attached proposed order and permit the United States to file the attached list of expert witnesses. Granting this motion will not affect any deadlines in this case.

Respectfully submitted,

Date: August 15, 2016

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CERTIFICATE OF SERVICE

I certify that I served this document on all counsel of record through the Court's electronic filing system on the date below.

Date: August 15, 2016

/s/ Allan K. Townsend