

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA

Shannon Miller, Jen Banford,
and Annette Wiles,

Plaintiffs,

v.

The Board of Regents of the
University of Minnesota,

Defendant.

Case No. 15-cv-03740 (RHK/LIB)

**MEMORANDUM IN SUPPORT OF
JOINT MOTION TO AMEND THE
SCHEDULING ORDER**

The parties jointly move to amend the February 1, 2016 Pretrial Scheduling Order (ECF No. 28) to extend the deadlines for experts reports by one month.

The parties have both disclosed the identity of their experts, and each side anticipates calling up to four expert witnesses. The Pretrial Scheduling Order currently requires that Plaintiffs' expert reports be served no later than December 1, 2016, and that Defendant's expert reports be served no later than January 1, 2016. The discovery deadline is March 1, 2107, with non-dispositive motions to be heard by April 1, 2017, and dispositive motions to be heard by May 1, 2017. The trial-ready date is August 1, 2017.

The parties jointly move the Court to extend by one month the parties' respective expert-report deadlines, to January 1, 2017, for Plaintiffs' expert reports,

and to February 1, 2017, for Defendant's expert reports. This amendment will not affect the discovery deadline. Nor will it impact the deadlines for non-dispositive and dispositive motions or the trial-ready date.

Good cause exists for the proposed modification. More than 17,000 documents have been exchanged by the parties in discovery, in addition to written discovery responses. The parties anticipate completing the last of their productions during the first week of November, and the Court's decision on the forthcoming motions to compel to be heard on November 17 may result in the production of additional documents and information. The parties wish to supply their respective experts with sufficient time to review the voluminous documents and information and to perform the analysis necessary for the creation of their reports. Moreover, the parties are also mindful of the Thanksgiving and December holidays, and wish to avoid undue burden on the experts during the holiday seasons. In addition, the proposed modified schedule accommodates both the Plaintiffs' schedules and the desire of Defendant to depose the Plaintiffs prior to the due date for its expert reports, insofar as their testimony could be material to the experts' opinions.

Accordingly, the parties respectfully request that the Court grant the parties' joint motion to amend the Pretrial Scheduling Order.

Dated: November 2, 2016

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**LR 7.1(F) & LR 72.2(D) CERTIFICATE
OF COMPLIANCE**

I, Katherine M. Swenson, certify that the

Memorandum titled: Memorandum in Support of Joint Motion to Amend the Scheduling Order complies with Local Rule 7.1(f).

or

Objection or Response to the Magistrate Judge's Ruling complies with Local Rule 72.2(d).

I further certify that, in preparation of the above document, I:

Used the following word processing program and version: Microsoft Word Version 2007 (using the Word 97-2003 file format) and that this word processing program has been applied specifically to include all text, including headings, footnotes, and quotations in the following word count.

or

Counted the words in the document.

I further certify that the above document contains the following number of words: 347.

Dated: November 2, 2016

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