

3. Irrespective of the outcome on Plaintiffs' Motion for Preliminary Injunction in this Court, the parties agree that, given the significance of the issues presented, the adversely affected side is likely to avail itself of the right to interlocutory appeal under 28 U.S.C. § 1292(a)(1), and may well seek to exhaust all appellate remedies, up to and including a petition for certiorari review by the Supreme Court.

4. The Parties agree that, given the lengthy process involved in the proceedings contemplated above, and the significant impact that final resolution of Plaintiffs' preliminary injunction motion is likely to have on this litigation, scheduling a trial date, setting discovery deadlines, and conducting any discovery that may be necessary for resolution of this litigation, is more appropriate after this Court and any appellate courts which may adjudicate this matter have decided the Preliminary Injunction Motion, including the significant constitutional and statutory matters currently pending in the Preliminary Injunction Motion.

5. The Parties jointly agree that continuing the deadline to present a case management report and staying discovery pending resolution, including any appeals if taken by either party, of Plaintiffs' Motion for Preliminary Injunction is in the best interest of judicial economy and this Court's and the Parties' resources and expense.

6. This Court has inherent authority to stay discovery pending resolution of Plaintiffs' Motion for Preliminary Injunction. *See Landis v. North American Co.*, 299 U.S. 248, 254 (1936) ("the power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants"); *Nelson v. Grooms*, 307 F.2d 76, 78 (5th Cir. 1962) (same). *See also University of South Florida Research Foundation, Inc. v. Fujifilm Medical Systems, U.S.A., Inc.*, 2017 WL 4155344 (M.D. Fla. 2017) (exercising Court's discretion to stay all deadlines pending resolution

of venue questions); *Lisa, S.A. v. Mayorga*, 232 F. Supp.2d 1325, 1327 (S.D. Fla. 2002) (Court has discretion to stay proceedings in accordance with the principles of judicial economy).

7. Because the Parties have already engaged in a case management conference on February 9, 2018 and are aware of their respective positions concerning discovery, which includes agreement on a number of issues (albeit not all issues), the Parties propose to submit a case management report within thirty (30) days of the final resolution of Plaintiffs' Motion for Preliminary Injunction, including any appeals if taken by either party and any review that may be sought from the United States Supreme Court.

8. The Parties do not submit this motion for purposes of undue delay, and no party will be prejudiced by granting the relief requested herein.

WHEREFORE, for good cause shown, the Parties respectfully request that this Court (1) stay all discovery pending final resolution of Plaintiffs' Motion for Preliminary Injunction, including any appeals if taken by either party and any review that may be sought from the United States Supreme Court, and (2) order that the case management report be filed within thirty (30) days after final resolution of Plaintiffs' Motion for Preliminary Injunction, including any appeals and any review that may be sought from the United States Supreme Court.

Respectfully submitted,

/s/ Daniel J. Schmid

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CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of February, 2018, I caused a true and correct copy of the foregoing to be filed electronically with this Court. Service will be effectuated on all counsel of record via this Court's ECF/electronic service system.

/s/ Daniel J. Schmid

Daniel J. Schmid

Attorney for Plaintiffs