

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

NICHOLAS HARRISON, ET AL.,

PLAINTIFFS,

v.

MARK T. ESPER, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-CV-00641

RICHARD ROE, ET AL.,

PLAINTIFFS,

v.

MARK T. ESPER, ET AL.,

DEFENDANTS.

CIVIL ACTION NO. 1:18-cv-01565

**PLAINTIFFS' UNOPPOSED MOTION TO MODIFY THE COURT'S SCHEDULING
ORDER FOR THE LIMITED PURPOSE OF TAKING DEPOSITIONS OUT OF TIME**

Plaintiffs respectfully request that this Court permit the fact depositions of Col. Karen Downes, Col. Scott T. Frazier, and Dr. Donald Shell to be taken beyond the deadline for fact discovery deadline of March 15, 2019, previously set by this Court in *Harrison, et al. v. Shanahan, et al.*, see ECF No. 103, 106, and in *Roe, et al. v. Shanahan, et al.*, see ECF No. 30, 32. Plaintiffs submit that there is good cause to take these depositions out of time, as further explained in the memorandum accompanying this motion.

Dated: July 3, 2019

/s/ Scott Schoettes

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CERTIFICATE OF SERVICE

I certify that, on the 3rd day of July, 2019, I caused this document to be filed electronically through the Court's CM/ECF system, which automatically sent a notice of electronic filing to all counsel of record.

Dated: July 3, 2019

Respectfully submitted,

/s/ John W. H. Harding

John W.H. Harding