

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION**

NICHOLAS HARRISON and  
OUTSERVE-SLDN, INC.,  
*Plaintiffs,*

v.

PATRICK M. SHANAHAN, in his official  
capacity as acting Secretary of Defense; MARK  
ESPER, in his official capacity as the Secretary  
of the Army; and the UNITED STATES  
DEPARTMENT OF DEFENSE,  
*Defendants.*

NO. 1:18-CV-00641-LMB-IDD

RICHARD ROE,

VICTOR VOE, and

OUTSERVE-SLDN, INC.,  
*Plaintiffs,*

v.

PATRICK M. SHANAHAN, in his official  
capacity as acting Secretary of Defense;  
HEATHER A. WILSON, in her official capacity  
as Secretary of the Air Force; and the UNITED  
STATES DEPARTMENT OF DEFENSE,  
*Defendants.*

NO. 1:18-cv-01565-LMB-IDD

**PARTIES' JOINT MOTION TO MODIFY THE SCHEDULING ORDER  
IN THE HARRISON CASE AND FOR ENTRY OF BRIEFING SCHEDULE  
AND SCHEDULING ORDER IN THE ROE CASE**

As suggested by the Court, the Parties met and conferred about consolidation of pretrial discovery for the *Harrison* and *Roe* cases. For the reasons more fully set out in the attached memorandum in support of this Motion, the Parties respectfully request that the Corrected Order (Dkt. 64) and Rule 16(B) Scheduling Order (Dkt. 90) in *Harrison* be modified consistent with the Parties agreed-upon consolidated discovery schedule and that the agreed-upon consolidated discovery schedule be entered in *Roe*. The Parties' proposed schedule will permit consolidation of pretrial discovery without undue delay of discovery in the *Harrison* case.

Accordingly, the Parties respectfully request that their proposed consolidated schedules be entered in the respective *Harrison* and *Roe* cases and that good cause exists for entry of the consolidated schedule.

Dated: January 3, 2019

Respectfully submitted,

/s/ Andrew R. Sommer

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## CERTIFICATE OF SERVICE

I hereby certify that on the 4<sup>th</sup> day of January 2019, I caused the foregoing to be filed electronically using the Court's CM/ECF system, which automatically sent a notice of electronic filing to all counsel of record.

Dated: January 4, 2019

Respectfully submitted,

/s/ Andrew R. Sommer  
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