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14 UNITED STATES DISTRICT COURT

15 DISTRICT OF ARIZONA

16 D.H., by and through his mother, Janice
Hennessy-Waller, and John Doe, by his
17 guardian and next friend, Susan Doe, on
behalf of themselves and all others
18 similarly situated,

19 Plaintiffs,

20 v.

21 Jami Snyder, Director of the Arizona
Health Care Cost Containment System, in
22 her official capacity,

23 Defendant.

No. CV-20-00335-TUC-SHR

JOINT STATUS REPORT

1 In advance of the next status conference, the parties hereby provide a status update
2 on the litigation.

3 Since the last status hearing, the parties made significant progress on fact
4 discovery. Production of documents is substantially complete. Two depositions
5 occurred, and several more will occur or be scheduled in the next month. The parties
6 estimate that fact discovery should be able to conclude by February 25, 2022.

7 Several discovery issues remain outstanding, and the parties are optimistic to
8 resolve any current disputes without court intervention. The parties do, however, appear
9 to have a dispute involving certain privilege issues that may be nearing an impasse.
10 These issues were first identified during the deposition of Dr. Sara Salek, held
11 November 12. If these issues cannot be resolved, the parties will attempt to ripen the
12 issue for the Court's consideration in advance of the January 24th hearing.

13 The parties propose that the January 24th hearing be available both in-person and
14 telephonically or by Zoom. The parties also wish to set the remaining case schedule at
15 the January 24th hearing.

16
17 Dated: December 17, 2021

PERKINS COIE LLP

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19 By: */s/ Janet M. Howe*

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By: */s/ David T. Barton (with permission)*

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CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2021, I electronically transmitted the attached documents to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

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Attorneys for Defendant

I hereby certify that on December 17, 2021, I served the attached document by first class mail on:

The Honorable Scott H. Rash
United States District Court of Arizona, Tucson
405 West Congress Street, Suite 1500
Tucson, Arizona 85701

/s/ Marie C. van Olffen
