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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ANDREA SCHMITT, *et al.*,

Plaintiffs,

v.

KAISER FOUNDATION HEALTH PLAN OF
WASHINGTON, *et al.*,

Defendants.

Case No. C17-1611RSL

**ORDER SETTING TRIAL DATE &
RELATED DATES**

CLASS ACTION

TRIAL DATE	January 3, 2022
Deadline for amending pleadings	October 20, 2020
Motion for class certification due and noted on the Court’s calendar for the fifth Friday thereafter	April 08, 2021
Reports from expert witnesses under FRCP 26(a)(2) due	July 7, 2021
All motions related to discovery must be noted on the motion calendar no later than the Friday before discovery closes pursuant to LCR 7(d) or LCR 37(a)(2)	
Settlement conference held no later than	August 20, 2021
Discovery completed by	September 5, 2021
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see LCR 7(d)(3))	October 5, 2021

1 All motions in limine must be filed by and noted on the motion November 14, 2021
calendar no earlier than the second Friday thereafter.
2 Replies will be accepted.

3 Agreed pretrial order due December 2, 2021

4 Pretrial conference to be scheduled by the Court

5 Trial briefs and trial exhibits due December 29, 2021

6 Length of Trial: 6 days Non Jury

7
8 These dates are set at the direction of the Court after reviewing the joint status
9 report/stipulation submitted by the parties [54]. All other dates are specified in the Local Civil
10 Rules. If any of the dates identified in this Order or the Local Civil Rules fall on a weekend or
11 federal holiday, the act or event shall be performed on the next business day. These are firm
12 dates that can be changed only by order of the Court, not by agreement of counsel or the parties.
13 The Court will alter these dates only upon good cause shown; failure to complete discovery
14 within the time allowed is not recognized as good cause.

15
16 If the trial date assigned to this matter creates an irreconcilable conflict, counsel must
17 notify Teri Roberts, the judicial assistant, at 206-370-8810 within 10 days of the date of this
18 Order and must set forth the exact nature of the conflict. A failure to do so will be deemed a
19 waiver. Counsel must be prepared to begin trial on the date scheduled, but it should be
20 understood that the trial may have to await the completion of other cases.

21
22 The settlement conference conducted between the close of discovery and the filing of
23 dispositive motions requires a face-to-face meeting or a telephone conference between persons
24 with authority to settle the case. The settlement conference does not have to involve a third-
party neutral.

1 ALTERATIONS TO ELECTRONIC FILING PROCEDURES AND LOCAL RULES

2 Information and procedures for electronic filing can be found on the Western District of
3 Washington's website at www.wawd.uscourts.gov. *Pro se* litigants may file either electronically
4 or in paper form. The following alterations to the Electronic Filing Procedures apply in all cases
5 pending before Judge Lasnik:

6 – Alteration to LCR 10(e)(9) - Effective July 1, 2014, the Western District of
7 Washington will no longer accept courtesy copies in 3-ring binders. All courtesy copies
8 must be 3-hole punched, tabbed, and bound by rubber bands or clips. If any courtesy
9 copies are delivered to the intake desk or chambers in 3-ring binders, the binders will be
10 returned immediately. This policy does **NOT** apply to the submission of trial exhibits.

11 – Alteration to Section III, Paragraph M of Electronic Filing Procedures - Unless the
12 proposed order is stipulated, agreed, or otherwise uncontested, the parties need not e-mail a copy
13 of the order to the judge's e-mail address.

14 – Pursuant to LCR 10(e)(10), all references in the parties' filings to exhibits should be as
15 specific as possible (*i.e.*, the reference should cite the specific page numbers, paragraphs, line
16 numbers, etc.). All exhibits must be marked to designate testimony or evidence referred to in the
17 parties' filings. Filings that do not comply with LCR 10(e) may be rejected and/or returned to
18 the filing party, particularly if a party submits lengthy deposition testimony without highlighting
19 or other required markings.

20 – Alteration to LCR 7(d)(4) - Any motion *in limine* must be filed by the date set forth
21 above and noted on the motion calendar no earlier than the second Friday thereafter. Any
22 response is due on or before the Wednesday before the noting date. Parties may file and serve
23 reply memoranda, not to exceed nine pages in length, on or before the noting date.
24

PRIVACY POLICY

Pursuant to Federal Rule of Civil Procedure 5.2 and LCR 5.2, parties must redact the following information from documents and exhibits before they are filed with the court:

- * Dates of Birth - redact to the year of birth
- * Names of Minor Children - redact to the initials
- * Social Security Numbers and Taxpayer Identification Numbers - redact in their entirety
- * Financial Accounting Information - redact to the last four digits
- * Passport Numbers and Driver License Numbers - redact in their entirety

All documents filed in the above-captioned matter must comply with Federal Rule of Civil Procedure 5.2 and LCR 5.2.

COOPERATION

As required by LCR 37(a), all discovery matters are to be resolved by agreement if possible. Counsel are further directed to cooperate in preparing the final pretrial order in the format required by LCR 16.1, except as ordered below.

TRIAL EXHIBITS


The original and one copy of the trial exhibits are to be delivered to chambers five days before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the Clerk’s Office. The Court hereby alters the LCR 16.1 procedure for numbering exhibits: plaintiff’s exhibits shall be numbered consecutively beginning with 1; defendant’s exhibits shall be numbered consecutively beginning with 500. Duplicate documents shall not be listed twice: once a party has identified an exhibit in the pretrial order, any party may use it. Each set of exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

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SETTLEMENT

Should this case settle, counsel shall notify the Deputy Clerk as soon as possible. Pursuant to LCR 11(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems appropriate.

DATED: September 24, 2020.


Robert S. Lasnik
United States District Judge