

No. 142, Original

**In the
SUPREME COURT OF THE UNITED STATES**

STATE OF FLORIDA,

Plaintiff

v.

STATE OF GEORGIA,

Defendant

OFFICE OF THE SPECIAL MASTER

CASE MANAGEMENT ORDER NO. 10

May 11, 2015

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For purposes of the proceedings before the Special Master, IT IS HEREBY ORDERED THAT:

In response to the parties' requests for an extension of time for depositions and expert discovery, and in light of the prior extension to the parties' deadline for written discovery, the schedule set forth in the Case Management Plan ("CMP") dated December 3, 2014, as subsequently modified, is hereby further modified as follows. The parties should expect that further enlargement of any deadlines will be strongly disfavored.

1. **Amendment of Case Management Plan Section 6.2.**

Section 6.2 of the CMP, as subsequently modified, is amended to read:

6.2 Deposition Discovery

Unless they agree to proceed sooner, the parties may schedule depositions to begin on or after June 1, 2015. Depositions will be conducted in accordance with the guidelines attached hereto as Appendix C.

Depositions other than those taken of expert witnesses in their capacity as such shall be completed by January 15, 2016. Depositions of expert witnesses in their capacity as such shall be completed by April 1, 2016.

2. **Amendment of Case Management Plan Section 7.**

Section 7 of the CMP, as subsequently modified, is amended to read:

7. Expert Witnesses

Fed. R. Civ. P. 26(a)(2) shall control the disclosure of expert testimony in this action. While drafts of expert reports or disclosures need not be produced, any worksheets that reflect or explain calculations upon which the expert's report depends

should be produced, and any spreadsheets upon which the expert relies in forming the expert's opinions should be produced in native format.

7.1 Initial Disclosures

Any party that intends to rely upon expert testimony in support of an issue upon which that party bears the burden of proof shall provide full disclosure for such experts by no later than January 15, 2016.

7.2 Defensive Experts

Any party seeking to rely upon expert testimony on an issue concerning which it does not bear the burden of proof shall provide full disclosure for such experts by no later than February 29, 2016.

7.2 Rebuttal Experts

There will be no rebuttal expert designation absent further order upon showing of good cause.

3. Amendment of Case Management Plan Section 16.

Section 16 of the CMP, as subsequently modified, is amended to read:

16. Dispositive Motions

Except as otherwise directed in a case management order, motions to dismiss or motions for summary judgment may be filed at any time on or before May 13, 2016.

Oppositions to motions to dismiss or motions for summary judgment shall be filed within thirty (30) days after service of the dispositive motion, in no event later than June 15, 2016. Replies to oppositions to motions to dismiss or motions for summary judgment shall be filed within fourteen (14) days after service of the opposition to the dispositive motion, in no event later than June 29, 2016.

Dated: May 11, 2015

Ralph I. Lancaster

Ralph I. Lancaster
Special Master

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