

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Public Record Media,

Civil No. 12-1225 MJD/AJB

Plaintiffs,

v.

**PRETRIAL SCHEDULING ORDER**

U.S. Department of Justice,

Defendant.

Pursuant to Rule 16 of the Federal Rules of Civil Procedure and the Local Rules of this Court, and in order to secure the just, speedy, and inexpensive determination of this action, the following schedule shall govern these proceedings. The schedule may be modified only upon formal motion and a showing of good cause as required by Local Rule 16.3.

Discovery Plan

1. The parties have advised the court of their intent to engage in early dispositive motion practice. Discovery in this matter is hereby stayed pending determinations on such dispositive motion(s). In the event that either party determines that certain discovery would be necessary or appropriate prior to dispositive motion practice, a motion should be brought to the magistrate judge seeking permission to conduct such discovery. (Non-dispositive motions may be scheduled for hearing by calling Kathy Thobe, Calendar Clerk, 612-664-5470.)
2. Prior to scheduling any non-dispositive motion, parties are encouraged to consider whether the motion, including motions relating to discovery and scheduling, can be informally resolved through telephone conference with the Magistrate Judge. All non-dispositive motions shall be scheduled, filed and served in compliance with the Electronic Case Filing Procedures for the District of Minnesota and in compliance with Local Rules 7.1, 37.1, and **shall be presented in a form that complies with Local Rule 37.2.**

Dispositive Motions

1. The following schedule shall govern briefing of anticipated summary judgment motion(s):
  - a. Defendant's motion for summary judgment shall be served on or before

**September 21, 2012**; plaintiff's responsive memorandum shall be served on or before **October 19, 2012**; and defendant's reply memorandum shall be served on or before **November 2, 2012**.

- b. Plaintiff has indicated that it may also file a cross motion for summary judgment. In the event that plaintiff moves for summary judgment its motion shall be served on or before **October 19, 2012**; defendant's responsive memorandum shall be served on or before **November 2, 2012**; and plaintiff's reply memorandum shall be served on or before **November 16, 2012**.
- c. All dispositive motions shall be fully briefed and filed by the moving party by November 16, 2012. Upon completion of briefing counsel should schedule the hearing by calling Chief Judge Davis' Calendar Clerk, Kristine Wegner, at 612-664-5073. In addition, counsel should anticipate and contact the district court chambers in regard to any word/page limitations that may arise, particularly in the event cross motions for summary judgment are filed.
- d. All dispositive motions shall be scheduled, filed and served in compliance with the Electronic Case Filing Procedures for the District of Minnesota and in compliance with Local Rule 7.1 to the extent they do not conflict with this order on briefing.

Within 30 days following the district court's decision on dispositive motion(s), counsel shall contact the magistrate judge for purposes of a status conference and determination of the need for further scheduling and pretrial case management.

Dated: August 14, 2012

s/Arthur J. Boylan  
Arthur J. Boylan  
United States Chief Magistrate Judge