

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

**IN RE ORDER IN JUDGE SCRIVEN'S
CASES ONLY:**

8:20-mc-39-MSS

**CASE MANAGEMENT AND SCHEDULING
ORDERS**

ORDER CONCERNING CIVIL CASES

On March 19, 2020, the Court entered its Order Concerning Jury Trials and Other Proceedings in re: Coronavirus Public Emergency, which stayed all civil cases assigned to Judge Scriven and deadlines associated with those cases until May 29, 2020. Notwithstanding the current stay of this matter, the Court hereby **ORDERS** that, for any non-E.R.I.S.A. case in which a Case Management and Scheduling Order has already been entered, Designated Lead Plaintiff's Counsel **SHALL** complete and file the attached Supplemental Scheduling Report ("SSR") **on or before May 26, 2020**. For cases in which an E.R.I.S.A. Case Management and Scheduling Order has been entered, the attached alternative Supplemental Scheduling Report for E.R.I.S.A. cases shall be used instead and shall be filed **on or before May 26, 2020**.

Counsel shall complete the Report by extending any deadline referenced on the SSR template that was outstanding as of March 19, 2020 by **NINETY (90) DAYS** consistent with the following exemplar.

EXEMPLAR:

	Current Deadline	Amended Deadline
Mandatory Initial Disclosures	MARCH 18, 2020	EXPIRED

Certificate of Interested Persons and Corporate Disclosure Statement	MARCH 19, 2020	JUNE 17, 2020
Motions to Add Parties or to Amend Pleadings	MARCH 20, 2020	JUNE 18, 2020
Discovery Deadline	MARCH 23, 2020	JUNE 22, 2020¹
Trial Term	JULY 2020	OCTOBER 2020

If a deadline would fall on a weekend or holiday, counsel shall use the next business day as the amended deadline. Any deadline that had expired at the time of the stay **SHALL NOT** be resurrected and shall be designated as expired. **In no event will any deadlines be extended beyond ninety (90) days for purposes of completing this Report.**

For cases in which an ADA Scheduling Order or an FLSA Scheduling Order has been entered, no SSR need be filed. Instead, any case management deadline affected by the stay shall be recalculated by adding **NINETY (90) DAYS** to account for the stay.


For cases in which a Case Management Report has been filed but no Case Management and Scheduling Order has been entered, the Court will *sua sponte* adjust the Parties' requested deadlines to the extent deemed appropriate in light of the stay and enter a separate scheduling order once the stay has been lifted. As such, the Parties are relieved of the requirement to file an amended Case Management Report as previously directed in the Court's COVID-19 Stay Order.

¹ 90 days from March 23, 2020 is Sunday, June 21, 2020. Thus, the appropriate amended deadline is June 22, 2020.

The aforementioned 90-day extension **SHALL NOT APPLY TO A STAYED DEADLINE TO RESPOND TO A PENDING MOTION OR REPLY TO A RESPONSE.** Unless otherwise Ordered by the Court, any response or reply that is currently due to be filed shall now be due **June 12, 2020, or the current date on which the response would be typically due under the Rules, whichever is later.** Any other deadlines (i.e. to respond to requests for discovery etc.) not specifically addressed on the SSR template are extended until **June 29, 2020. In cases in which no Case Management Report has been filed and in which the deadline to file a Case Management Report was stayed, the Parties shall have up to and including June 29, 2020 or sixty (60) days after service of the complaint upon any defendant or the first appearance of any defendant, whichever is later, to meet and confer for the purposes of filing a Case Management Report, which Report shall be filed within fourteen (14) days of the meet and confer deadline.**

If a further extension of any deadlines set by this Order or any clarification of this Order is needed, the Parties are directed to file a motion after conciliation pursuant to Local Rule 3.01(g).

DONE and ORDERED in Tampa, Florida this 19th day of May, 2020.



MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE

Attachments: Supplemental Scheduling Report
Supplemental Scheduling Report for E.R.I.S.A. Cases

Copies furnished to:
Counsel of record
Any *pro se* parties

SUPPLEMENTAL SCHEDULING REPORT

	CURRENT DEADLINE	AMENDED DEADLINE
Mandatory Initial Disclosures		
Certificate of Interested Persons and Corporate Disclosure Statement		
Motions to Add Parties or to Amend Pleadings		
Disclosure of Expert Reports Plaintiff: Defendant:		
Discovery Deadline		
Dispositive Motions, <i>Daubert</i>, and <i>Markman</i> Motions		
<i>Meeting In Person</i> to Prepare Joint Final Pretrial Statement		
Joint Final Pretrial Statement (See Section III. B.)		
All Other Motions Including Motions <i>In Limine</i>		
Trial Briefs and Deposition Transcripts with Designations Highlighted		
Trial Term Parties shall be prepared to try this case anytime during the trial term. A more specific date will follow, by separate notice.		
Mediation Deadline		

SUPPLEMENTAL SCHEDULING REPORT FOR E.R.I.S.A. CASES

	CURRENT DEADLINE	AMENDED DEADLINE
Certificate of Interested Persons and Corporate Disclosure Statement		
Filing of Administrative Record by Defendant(s)		
Motion to Add Parties or to Amend Pleadings		
Deadline for seeking specific discovery beyond the scope of the Administrative Record		
If no discovery is requested by Plaintiff beyond the scope of the Administrative Record, the deadline for summary judgment motions		
Meeting in Person to Prepare Joint Final Pretrial Statement		
Joint Final Pretrial Statement, (including Witness Lists, Exhibit Lists with Objections on Approved Form)		
Trial Briefs		
Mediation Deadline		
Trial Term		