

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

OHIO A. PHILIP RANDOLPH	:	Case No. 1:18-cv-357
INSTITUTE, <i>et al.</i> ,	:	
Plaintiffs,	:	Judge Timothy S. Black
	:	Judge Karen Nelson Moore
vs.	:	Judge Michael H. Watson
	:	
RYAN SMITH, <i>et al.</i>	:	
Defendants.	:	

**CALENDAR ORDER**

This case came before the Court for a scheduling conference by telephone on July 13, 2018 at 10:30 a.m. to discuss the case calendar. Attorneys Freda Levenson, Theresa Lee, Emily Zhang, Michael Baker, Robert Fromm participated for Plaintiffs, and Phillip Strach and Steven Voigt participated for Defendants. The Court enters the following Calendar Order:

Initial disclosures:	<b>July 13, 2018</b>
Defendants' responses to the Second Amended Complaint:	<b>July 20, 2018</b>
Defendants' deadline to serve answers to Plaintiffs' discovery requests:	<b>July 20, 2018</b>
Discovery status conference by telephone; parties shall call 1-888-684-8852: <sup>1</sup>	<b>July 25, 2018 at 10:00 a.m.</b>
Settlement Demand:	<b>August 15, 2018</b>
Response to Settlement Demand:	<b>August 22, 2018</b>

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<sup>1</sup> Access code: 8411435; Security code 123456. All status conferences are with Judge Black. See this Court's 7/10/2018 Minute Entry and Notation Order for the procedures required for this discovery status conference.

Disclosure of Plaintiffs' proposed remedial map:	<b>September 28, 2018</b>
Plaintiffs' expert disclosure(s) and report(s):	<b>October 5, 2018</b>
Defendants' expert disclosure(s) and report(s):	<b>November 8, 2018</b>
Lay witness disclosures:	<b>November 15, 2018</b>
Plaintiffs' rebuttal expert disclosure(s) and report(s):	<b>November 22, 2018</b>
Secretary of State to provide preliminary statewide precinct level election data from November 2018 election: <sup>2</sup>	<b>No later than November 30, 2018</b>
Secretary of State to provide all data from November 2018 election:	<b>No later than December 7, 2018</b>
Fact discovery deadline:	<b>December 19, 2018</b>
Deadline for expert depositions, <u>except</u> as to November 2018 election results:	<b>December 19, 2018</b>
Supplemental expert reports (by either side) to address the impact of the November 2018 congressional election results:	<b>December 28, 2018</b>
Dispositive motion deadline: <sup>3</sup>	<b>January 8, 2019</b>
Deadline for supplemental expert depositions as to the November 2018 election results:	<b>January 15, 2019</b>
Motions <i>in limine</i> :	<b>January 18, 2019</b>

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<sup>2</sup> If data pertaining to the November 2018 election becomes available to Defendants' counsel or experts prior to the deadlines set in this Calendar Order, Defendants shall produce that data to Plaintiffs' counsel at the time Defendants provide such data to their experts or counsel.

<sup>3</sup> See the Standing Order Governing Civil Motions for Summary Judgment: <http://www.ohsd.uscourts.gov/FPBlack>.

<i>Daubert</i> motions:	<b>January 18, 2019</b>
Lists of trial exhibit lists to be filed:	<b>January 18, 2019</b>
Joint proposed final pretrial conference statement to be filed: <sup>4</sup>	<b>January 18, 2019</b>
Supplements to dispositive motion briefs from discovery related to November 2018 elections:	<b>January 18, 2019</b>
Memoranda in opposition to motions <i>in limine</i> , <i>Daubert</i> motions:	<b>January 25, 2019</b>
Objections to documents on trial exhibit lists:	<b>January 25, 2019</b>
Memoranda in opposition to dispositive motions:	<b>January 25, 2019</b>
Replies to dispositive motions:	<b>February 1, 2019</b>
Exhibits submitted to Court: <sup>5</sup>	<b>February 1, 2019</b>
Final Pretrial Conference and hearing on dispositive motions (if necessary):	<b>February 11, 2019 at 10:00 a.m.</b>
Trial:	<b>March 4, 2019 at 9:30 a.m.</b>

**IT IS SO ORDERED.**

Date: 7/16/18

/s/ Timothy S. Black  
Timothy S. Black  
United States District Judge

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<sup>4</sup> See Judge Black's Standing Order RE Cincinnati Civil Procedures: <http://www.ohsd.uscourts.gov/FPBlack>.

<sup>5</sup> The Court requires eight sets of exhibits from each party: one set of originals plus seven sets of copies in three-ring binders.