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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BUNGIE, INC.,

Plaintiff,

v.

AIMJUNKIES.COM, et al.,

Defendants.

C21-0811 TSZ

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable Thomas S. Zilly, United States District Judge:

(1) Defendants’ motion for relief from deadline for disclosure of expert testimony, docket no. 128, is GRANTED as follows. As provided in the Declaration of Philip Mann, docket no. 137, Defendants seek to disclose one expert, Scott Kraemer, to provide certain testimony regarding the remaining counterclaims in this action. Although Defendants could have brought this motion sooner, the Court finds good cause for the requested relief. *See* Fed. R. Civ. P. 16(b)(4). The Court did not rule on Plaintiff’s motion to dismiss the amended counterclaims of defendants and counterclaimants James May and Phoenix Digital Group LLC until February 3, 2023, *see* Minute Order (docket no. 84), well after the November 21, 2022, deadline to disclose expert testimony in this action, *see* Minute Order (docket no. 44). Additionally, the Court has determined that granting the present motion will not affect the December 4, 2023, trial date. This motion, however, is not granted without limitation, and Mr. Kraemer’s report shall be limited to the opinions described in Mr. Mann’s declaration, docket no. 137.

(2) Having granted Defendants’ motion for relief from deadline for disclosure of expert testimony, the Court issues the following amended case schedule:

1	JURY TRIAL set for	9:00 AM on	December 4, 2023
2	Length of Trial		3 to 4 days
3	Defendants' disclosure of Scott Kraemer's expert report is due by		June 12, 2023
4	Limited discovery regarding Scott Kraemer's expert testimony must be completed by		July 14, 2023
5			
6	Settlement conference pursuant to LCR 39.1 must be completed by		July 14, 2023
7	Dispositive Motions must be filed by		July 20, 2023
8	and noted on the motions calendar no later than the fourth Friday thereafter (see LCR 7(d))		
9	Motions related to expert witnesses (e.g., Daubert motion) must be filed by		July 27, 2023
10	and noted on the motions calendar no later than the third Friday thereafter (see LCR 7(d))		
11			
12	Mediation shall be completed by		September 1, 2023
13	Letter of mediation compliance shall be filed with the Court no later than		September 8, 2023
14	Motions in Limine due by		October 26, 2023
15	and noted on the motions calendar no later than the Friday before the Pretrial Conference (see LCR 7(d)(4))		
16	Pretrial Order due ¹ by		November 9, 2023
17	Trial Briefs to be submitted by		November 9, 2023
18	Proposed Voir Dire/Jury Instructions due by		November 9, 2023
19	Pretrial Conference set for	10:00 AM on	November 20, 2023
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¹ For further details concerning the Pretrial Order and the exhibit list contained therein, refer to the Minute Order Setting Trial and Related Dates entered on June 14, 2022, docket no. 44.

1 (3) The Clerk is directed to send a copy of this Minute Order to all counsel of
record.

2 Dated this 25th day of May, 2023.

3
4 Ravi Subramanian
Clerk

5 s/Laurie Cuaresma
6 Deputy Clerk

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