

**MINUTES [00:42]**  
**June 1, 2018**

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE DIVISION**

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EDWARD LITTLE

CIVIL ACTION NO. 17-724

VERSUS

JUDGE ELIZABETH ERNY FOOTE

THOMAS FREDERICK, ET AL

MAGISTRATE JUDGE HANNA

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On June 1, 2018, the Court held a telephone status conference in the above-captioned matter. Charles Gerstein and Premal Dharia participated on behalf of Plaintiffs. David Sanders participated on behalf of Defendants Thomas Frederick and Kristian Earles. Patrick McIntire participated on behalf of Defendant Mark Garber.

The Court largely approved the parties' proposed discovery plan and timeline. See Record Document 100. The Court overruled Defendant Mark Garber's objection to discovery taking place prior to the resolution of his pending motion to dismiss. The following dates were set:


|                           |   |
|---------------------------|---|
| <b>July 16, 2018</b>      | deadline for the parties to complete document production and answer interrogatories;          |
| <b>August 1, 2018</b>     | deadline for Plaintiffs to disclose experts;  |
| <b>August 20, 2018</b>    | deadline for the parties to complete fact depositions and for Defendants to disclose experts; |
| <b>August 31, 2018</b>    | deadline for Plaintiffs to submit expert reports;   |
| <b>September 14, 2018</b> | deadline for Defendants to submit expert reports;   |

- October 12, 2018** deadline for completion of expert depositions; and
- October 26, 2018** deadline for the parties to file motions for summary judgment and Plaintiffs to file a motion for injunctive relief.

An evidentiary hearing on Plaintiffs' forthcoming motion for injunctive relief was set for **February 13-14, 2019**. The Court additionally set aside **March 14-15, 2019**, in case the Court's schedule requires that the February hearing date be postponed. The hearing will be held in **Lafayette**. The parties' witness lists and exhibit lists for the hearing are to be filed by **January 15, 2019**. A video-conference to address the hearing and the status of the case was set for **January 18, 2019**, at **9:30 a.m.** The Court will contact the parties regarding logistics for the conference at a later date.

The parties confirmed that Plaintiffs' Motion to Certify a Class Action [Record Document 3] was no longer opposed. Based on the agreement of the parties, the Court **GRANTED** Plaintiffs' motion. Plaintiffs' counsel additionally requested that Edward Little and Sheila Ann Murphy be designated as joint lead plaintiffs, and that Plaintiffs' attorneys be appointed as class counsel. The Defendants did not oppose the requests. Accordingly, the Court granted both requests.

**IT IS SO ORDERED.**



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ELIZABETH ERNY FOOTE  
UNITED STATES DISTRICT JUDGE