

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re Flint Water Cases.

Judith E. Levy
United States District Judge

_____ /

This Order Relates To:

Bellwether I

Case No. 17-10164

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SCHEDULING ORDER FOR BELLWETHER I RE-TRIAL

The Court orders as follows.

<u>Event</u>	<u>Deadline/ Date Range</u>
Plaintiffs' Expert Reports + Complete Disclosures	October 21, 2022
Plaintiffs' Expert Depositions	October 28, 2022– November 9, 2022
Defendants' Expert Reports + Complete Disclosures	November 23, 2022
Plaintiffs' Reply Expert Reports	November 30, 2022
Defendants' Reply Expert Reports	December 7, 2022
Defendants' Expert Depositions (shall be limited only to those experts for whom the parties submit new or additional reports)	November 28, 2022–December 9, 2022
Reply Expert Report Depositions	December 12, 2022–December 19, 2022

Motions in Limine—Opening Briefs	December 16, 2022
Motions in Limine response	January 4, 2023
Motions in Limine Reply	January 13, 2023
Daubert and Summary Judgment Motions—Opening Briefs	December 21, 2022
Daubert and Summary Judgment Response Briefs	January 11, 2023
Daubert and Summary Judgment Reply Briefs	January 20, 2023
Deadline for parties to submit joint proposed jury questionnaire to the Court and hearing	* We will use Bellwether I questionnaire from previous trial unless the parties agree otherwise
Deadline for Parties to send 180 copies of Juror Questionnaires to Judge Levy’s Chambers in Ann Arbor, Michigan	January 13, 2023
Jurors Summoned in Court to Answer Questionnaires	TBD (January 18 & 19, 2023)
Parties to submit Joint Final Pretrial Order	January 26, 2023
Hearing Regarding Excusals Based on Jury Questionnaire Responses	January 31, 2023 at 2:00 p.m.
Deadline for Judge Levy’s Chambers to Submit Excusal List (based on questionnaires) to Jury Department	February 10, 2023
Oral Argument on Daubert Motions	TBD
Oral Argument on Summary Judgment Motions	TBD

Oral Argument on Motions in Limine	TBD
Deposition Designations (due for exchange between parties)	Date to be agreed upon between the parties.
Objections to Deposition Designations and Counter-Designations (due for exchange between parties)	Date to be agreed upon between the parties.
Deadline for Submitting Deposition Designations Matrices and Highlighted Transcripts to the Court	Minimum of two weeks before witness will be called at trial.
Deadline for Court to Inform Jury Department of Excusals Based on Questionnaires	TBD
Final Pretrial Conference, hearing on motions in limine	February 2, 2023 10:30 am
Parties to submit Voir Dire Questions, Proposed Preliminary Jury Instructions	February 14, 2023
Hearing Regarding Misc. Pretrial Matters (if needed)	February 16, 2023 10:30 am
First Day of Trial/Voir Dire	Wednesday February 22, 2023 8:30am

Hearings will be conducted in person in Ann Arbor, Michigan unless the Court notifies the parties in advance otherwise.

IT IS SO ORDERED.

Dated: September 29, 2022
Ann Arbor, Michigan

s/Judith E. Levy
JUDITH E. LEVY
United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on September 29, 2022.

s/Erica Parkin on behalf of
WILLIAM BARKHOLZ
Case Manager