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EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
BALTIMORE FIELD OFFICE
CITY CRESCENT BUILDING
10 South Howard Street, 3rd Floor
Baltimore, Maryland 21201

DEC 11 2006

PAULETTE L. TAYLOR
DEBRA L. HARLEY, et al.,

CLASS AGENTS,

v.

JOANNE B. BARNHART,
COMMISSIONER,
SOCIAL SECURITY ADMINISTRATION

AGENCY.

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(03-0208-SSA
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MEMORANDUM AND ORDER

Show Cause

A status conference was held on November 15, 2007. Present were the representatives for the Class Agents, David L. Rose and Timothy B. Fleming; Agency representative, Daniel F. Callahan; and the undersigned Administrative Judge.

At the status conference, the parties were directed to amend their joint statement regarding the dates for completing discovery, including discovery on expert witnesses, and the filing of dispositive motions. The parties were directed to provide this amendment by November 17, 2006. They failed to meet this deadline and neglected to file a motion for an extension on that deadline. Indeed, the representatives for the class agents and the Agency representative only submitted the amendment when prompted by a phone call from the undersigned on November 27, 2006. Their amendment was provided on November 28, 2006. Accordingly, the parties must state the reason for the delay and show cause why sanctions should not ensue for their failure to timely comply with the order issued on November 15, 2006. The response to this show cause order is due on or before December 18, 2006.

OPTIONAL FORM 90 (7-00)
FAX TRANSMITTAL # of pages ▶
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Discovery and Dispositive Motions

On November 28, 2006, the parties submitted their recommendations for the completion of discovery, identification of experts, discovery on experts and filing of dispositive motions. The parties are informed that **all** discovery, including discovery on expert witnesses, must be completed on **August 14, 2007**. Thus, the parties must adjust their schedule for the identification of experts, exchange of reports and completion of expert depositions. That adjusted schedule must be submitted to the Commission on or before December 22, 2006.

Dispositive motions are due on or before September 14, 2007. Opposition to dispositive motions is due October 15, 2007. Replies in support of dispositive motions are due on November 2, 2007. The parties are reminded that dispositive motions may be filed before these deadlines. If a party chooses to file a dispositive motion prior to these deadlines, then the opposition is due 30 calendar days after the motion is filed and replies are due 14 calendar days after the opposition is filed.

It is so ORDERED.

For the Commission:


ENECHI A. MODU
ADMINISTRATIVE JUDGE

CERTIFICATE OF SERVICE

For timeliness purposes, it shall be presumed that the parties received the foregoing **MEMORANDUM AND ORDER** within five (5) calendar days after the date it was sent via first class mail. I certify that on December 11, 2006 the foregoing **ORDER** was sent via first class mail to the following:

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