

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

ASSOCIATION OF COMMUNITY
ORGANIZATIONS FOR REFORM NOW, et al.,

Plaintiffs,

v.

DEBORAH E. SCOTT, et al.,

Defendants.

Case No. 08-4084-CV-C-NKL

PROPOSED SCHEDULING ORDER AND DISCOVERY PLAN

Pursuant to Local Rule 16.1 and the Court's minute Order of June 4, 2008, the parties in the above-entitled matter submit the following Proposed Scheduling Order and Discovery Plan. If the parties do not resolve this matter, they intend to resume discovery and litigation shortly after the November 2008 election.

- A. Deadline for joinder of parties: September 30, 2008**
- B. Deadline for amending pleadings: September 30, 2008**
- C. Supplementation of F.R.C.P. 26(a) disclosures and discovery responses by December 1, 2008**

In the preliminary injunction stage of the case, the parties served the required disclosures under Rule 26(a) of the Federal Rules of Civil Procedure and discovery. The parties propose supplementing their disclosures and discovery responses with updated information through the November 2008 election because this supplementation may lessen the amount of discovery needed thereafter.

D. Fact discovery cutoff: January 30, 2009

E. Fact discovery motion cutoff: January 30, 2009

F. Initial expert reports: February 13, 2009

Each party would disclose their expert(s) and provide a report for each expert.

G. Rebuttal expert reports: March 6, 2009

Each party would have the opportunity to rebut the opposing party's initial expert report(s) through supplementing a prior report and/or disclosing a new expert and providing a new expert report.

H. Expert discovery cutoff: March 27, 2009

F. Dispositive motion cutoff: April 4, 2009

G. Trial: June 16-18, 2009

The parties estimate a bench trial of no longer than three days. To the extent the parties can reach agreement on the admissibility of documents and deposition testimony, trial may be shorter.

Respectfully submitted,

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