

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

URIEL PHARMACY HEALTH AND WELFARE
PLAN,

et al.,

Plaintiffs,

v.

Case No. 2:22-cv-610-LA

ADVOCATE AURORA HEALTH, INC.,

et al.

Defendants.

PATRICK SHAW,

et al.,

Plaintiffs,

v.

Case No. 2:24-cv-157-LA

ADVOCATE AURORA HEALTH, INC.,

et al.

Defendants.

JOINT MOTION TO AMEND THE SCHEDULING ORDER

Defendants Advocate Aurora Health, Inc. and Aurora Health Care, Inc. (collectively, “AAH”), and Plaintiffs Uriel Pharmacy Health and Welfare Plan, Uriel Pharmacy, Inc., Hometown Pharmacy, Hometown Pharmacy Health and Welfare Benefits Plan, Patrick Shaw, Debra Shaw

and Haley Shaw (together, “Plaintiffs” and with AAH, the “Parties”) jointly stipulate and move the Court to modify the Scheduling Order in this action (Dkt. No. 41).

1. On December 10, 2024, AAH informed Plaintiffs that an inadvertent processing issue on the part of AAH’s discovery vendor had resulted in the exclusion of a certain population of documents from AAH’s review, and AAH accordingly anticipated a need to review approximately 200,000 additional documents and to make supplemental productions.

2. On December 12, 2024, Plaintiffs requested that the Court conduct a pre-motion conference pursuant to Civ. L. R. 37 regarding the processing issue and the timeline for AAH to complete its production of the affected documents. AAH responded by indicating that the Court should conduct a conference to address the need for a modification of the case schedule in light of several pending motions to compel (several of which involve discovery sought from third parties) as well as the impact of the processing issue.

3. The Court responded to the Parties’ submissions by entering an order on December 19, 2024 (the “Order,” *Uriel* Dkt. 148) scheduling a telephonic status conference for January 3, 2025. The Order directed the Parties to submit a joint proposal no later than January 2, 2025 for amending the scheduling order that “accounts for defendants’ production not being completed until February.”

4. Since the processing error was identified, AAH has made four productions totaling 53,108 documents and continues to review and produce documents on a rolling basis. AAH’s current best estimate is that its review and production of documents from those impacted by the processing issue will be substantially complete by January 31, 2025, with its privilege review and supplemental privilege log completed by February 14, 2025.

5. Consistent with the Court’s Order and pursuant to Civil L. R. 7(h), the Parties jointly move and respectfully request that the Court enter and modify the following deadlines from the existing Scheduling Order:

Event	Original Date	Proposed Date
Deadline to Schedule Requested Party Depositions	N/A	Within 14 days of request
Substantial Completion of Supplemental Document Production	N/A	January 31, 2025
Production of Supplemental Privilege Log	N/A	February 14, 2025
Status Conference	N/A	February 28, 2025
Close of Fact Discovery (including for Completion of Third-Party Depositions)	February 19, 2025	July 31, 2025
Deadline to Serve Opening Expert Reports on All Issues on Which a Party Has the Burden of Proof	March 19, 2025	November 7, 2025 ¹
Deadline to Serve Opposing Expert Reports	May 14, 2025	January 6, 2026
Deadline to Serve Rebuttal Expert Reports	July 9, 2025	March 9, 2026
Expert Deposition Deadline ²	August 13, 2025	April 8, 2026
Deadline to File Motion to Certify Class and <i>Daubert</i> Motions Related to Class Certification	September 24, 2025	May 8, 2026
Deadline to File Opposition to Motion to Certify Class and to <i>Daubert</i> Motions Related to Class Certification	November 19, 2025	July 7, 2026
Deadline to File Reply in Support to <i>Daubert</i> Motions	January 14, 2026	August 21, 2026

¹ For the avoidance of doubt, the Parties agree that the filing of motion briefing and/or service of an expert report prior to a specified deadline will not modify the corresponding deadlines for responding, opposing, and/or replying to the briefing or expert report.

² The Parties agree that no expert may be deposed for more than seven hours on the record absent agreement of the Parties or leave of Court.

Deadline to File Reply in Support of Motion to Certify Class	January 21, 2026	August 28, 2026
Deadline to File Motion for Summary Judgment and <i>Daubert</i> Motion Related to Summary Judgment	April 15, 2026	October 27, 2026
Deadline to File Opposition to Motion for Summary Judgment and Opposition to <i>Daubert</i> Motion Related to Summary Judgment	June 10, 2026	December 28, 2026
Deadline to File Reply in Support of Motion for Summary Judgment and Reply in Support of <i>Daubert</i> Motion Related to Summary Judgment	July 22, 2026	February 11, 2027
Motions In Limine	[to be set by Court in connection with trial date]	[to be set by Court in connection with trial date]
Pretrial Disclosures Rule 26(3)(A)	[to be set by Court in connection with trial date]	[to be set by Court in connection with trial date]
Pretrial Report, including all objections under Rule 26(3)(B) as well as all material required by Local Civ. R. 16(c)	[to be set by Court in connection with trial date]	[to be set by Court in connection with trial date]
Final Pretrial Conference	[to be set by Court in connection with trial date]	[to be set by Court in connection with trial date]
Trial	[to be set by Court]	[to be set by Court]

Respectfully submitted this 2nd day of January, 2025.

/s/ Jamie Crooks

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