

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

TEAM SCHIERL COMPANIES and
HEARTLAND FARMS, INC., on behalf of
themselves and all others similarly situated,

Plaintiffs,

v.

ASPIRUS, INC., and ASPIRUS NETWORK,
INC.,

Defendants.

No. 3:22-cv-00580-jdp

Hon. James D. Peterson, U.S.D.J.

Hon. Anita M. Boor, U.S.M.J.

**JOINT PROPOSAL TO AMEND CERTAIN INTERIM DEADLINES IN THE CASE
SCHEDULE (ECF NOS. 64-1 & 115)**

Plaintiffs Team Schierl Companies and Heartland Farms, Inc. (“Plaintiffs”) and Defendants Aspirus, Inc. and Aspirus Network, Inc. (“Defendants”) (together with Plaintiffs, the “Parties”) bring this Joint Proposal to Amend Certain Interim Deadlines in the Case Schedule (the “Motion”).

Following a March 6, 2025 telephonic hearing on Plaintiffs’ previous extension request (“March 6 Hearing”), Dkt. 168, the Court ordered the Parties to meet and confer on the modification of certain immediate deadlines to accommodate the anticipated supplemental production of claim data by nonparty Anthem Blue Cross and Blue Shield of Wisconsin (“Anthem”). *See* Dkt. 172. The Court further ordered the Parties to “submit a proposal by March 12, 2025.” *Id.* The Parties have since conferred at length and file this joint proposal seeking the Court’s approval of limited changes to the case schedule. *See* Ex. A [Proposed] Second Amended Schedule.

The Parties' proposed changes are intended to be minimally disruptive to the current case schedule. The deadline for any opening expert reports is extended by one week to March 26, 2025; the deadline for any opposing expert reports is extended by two weeks to May 7, 2025; and the deadline for any rebuttal expert reports is extended by two weeks to June 11, 2025. Ex. A at 1. To accommodate time to analyze Anthem's forthcoming production, two new interim deadlines are proposed: (1) Plaintiffs may file by June 11, 2025 a supplemental expert report related to the forthcoming Anthem claims data production; and (2) Defendants may file by June 25, 2025 a responsive report to any supplemental expert report related to the forthcoming Anthem claims data production. No other dates have been changed, and as the Court instructed during the March 6 Hearing, class certification will be fully briefed by August 13, 2025.

Plaintiffs submit that these changes are supported by good cause for all the reasons stated in Plaintiffs' previous submissions and during the March 6 Hearing. Dkt. 168. Defendants take no position on the existence of good cause to modify the schedule, as set forth in Defendants' prior submission. Dkt. 171. Nonetheless, Defendants met and conferred with Plaintiffs and agree to the changes in Exhibit A. These changes are also in accordance with the Court's instructions following the March 6 Hearing.

CONCLUSION

For the foregoing reasons, the Parties respectfully request that the Court approve and enter the Second Amended Schedule, attached as Exhibit A.

Dated: March 12, 2025

/s/ Zachary M. Johns

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 12, 2025, a true and correct copy of the foregoing was filed with the Court via the CM/ECF system, which will send a Notice of Electronic Filing to all counsel of record.

Dated: March 12, 2025

/s/ Timothy W. Burns
Timothy W. Burns

EXHIBIT A – [PROPOSED] SECOND AMENDED SCHEDULE

Event	Current Deadlines (ECF Nos. 64-1 & 115)	Proposed Amendments
Opening Expert Reports	Wednesday, March 19, 2025	Wednesday, March 26, 2025
Opposing Expert Reports	Wednesday, April 23, 2025	Wednesday, May 7, 2025
Rebuttal Expert Reports	Wednesday, May 28, 2025	Wednesday, June 11, 2025
Plaintiffs' Supplemental Expert Report Related to Anthem Claims Data Production	N/A	Wednesday, June 11, 2025
Deadline for Expert Witness Depositions	No deadline	No change
Defendants' Responsive Report to Plaintiffs' Supplemental Expert Report (if any) Related to Anthem Claims Data Production	N/A	Wednesday, June 25, 2025
Motion to Certify Class and <i>Daubert</i> Motions Related to Class Certification	Wednesday, July 2, 2025	No change
Opposition to Motion to Certify Class and Opposition to <i>Daubert</i> Motions Related to Class Certification	Wednesday, July 30, 2025	No change
Replies in Support of Motion to Certify Class and any <i>Daubert</i> Motions	Wednesday, August 13, 2025	No change
Motions for Summary Judgment and <i>Daubert</i> Motions Related to Summary Judgment	Friday, January 16, 2026	No change
Oppositions to Motions for Summary Judgment and Oppositions to <i>Daubert</i> Motions Related to Summary Judgment	Friday, February 20, 2026	No change

Event	Current Deadlines (ECF Nos. 64-1 & 115)	Proposed Amendments
Replies in Support of Motions for Summary Judgment and Replies in Support of <i>Daubert</i> Motions Related to Summary Judgment	Friday, March 13, 2026	No change
Settlement Letters	Tuesday, June 16, 2026	No change
Discovery Cutoff	Tuesday, June 16, 2026	No change
Rule 26(a)(3) Disclosures and all Motions in Limine	Tuesday, June 23, 2026	No change
Objections to Rule 26(a)(3) Disclosures and all Motions in Limine	Friday, July 24, 2026	No change
Final Pretrial Conference	Wednesday, August 19, 2026	No change
Trial	Tuesday, September 8, 2026	No change