

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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CHRISTOPHER DAVIS; WILLIAM J.  
THOMPSON, JR.; RANDY COLE, JR.; WILSON  
LOBAO; ROBERT CAPONE; RYAN  
SHAUGHNESSY; and COMMONWEALTH  
SECOND AMENDMENT, INC.,

Plaintiffs,

-against-

RICHARD C. GRIMES, in his Official Capacity as  
Chief of the Weymouth Police Department; NEIL  
F. OULLETTE, in his Official Capacity as Chief of  
the Danvers Police Department; ROBERT L.  
CHAMPAGNE, in his Official Capacity as Chief of  
the Peabody Police Department; and GARY J.  
GEMME, in his Official Capacity as Chief of the  
Worcester Police Department,

Defendants.

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CIVIL ACTION NO.  
1:13-cv-10246

**SCHEDULING ORDER**

**SAYLOR, J.**

This Scheduling Order is intended to provide a reasonable timetable for discovery and motion practice in order to help ensure a fair and just resolution of this matter without undue expense or delay.

**Timetable for Discovery and Motion Practice**

Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure and Local Rule 16.1(F), it is hereby ORDERED that:

- 1. Initial Disclosures.** Initial disclosures required by Fed. R. Civ. P. 26(a)(1) must be completed by April 17, 2013.
- 2. Amendments to Pleadings.** Except for good cause shown, no motions seeking leave to add new parties or to amend the pleadings to assert new claims or defenses may be filed after June 15, 2013.

**3. Fact Discovery – Interim Deadlines.**

- a. The parties will exchange written interrogatories by April 19, 2013.

**4. Fact Discovery – Final Deadline.**

All discovery must be completed by June 15, 2013.

**5. Status Conference.** A status conference will be held on \_\_\_\_\_.

**6. Expert Discovery.** Not applicable.

**7. Dispositive Motions.**

- a. The parties will move for dispositive relief no later than June 30, 2013.  
b. The parties will respond pursuant to the deadlines set forth in LR 56.1.

**8. Initial Pretrial Conference.** An initial pretrial conference will be held on \_\_\_\_\_ at \_\_\_\_\_ a.m./p.m.

The parties shall prepare and submit a pretrial memorandum in accordance with Local Rule 16.5(D) five business days prior to the date of the conference, except that the parties need not include matters required by Local Rule 16.5(D)(2) or (3).

**Procedural Provisions**

- 1. Extension of Deadlines.** Motions to extend or modify deadlines will be granted only for good cause shown. All motions to extend shall contain a brief statement of the reasons for the request; a summary of the discovery, if any, that remains to be taken; and a specific date when the requesting party expects to complete the additional discovery, join other parties, amend the pleadings, or file a motion.
- 2. Motions to Compel or Prevent Discovery.** Except for good cause shown, motions to compel discovery, motions for protective orders, motions to quash, motions to strike discovery responses, and similar motions must be filed no later than the close of fact discovery or the close of expert discovery, whichever deadline is relevant. If additional discovery is compelled by the court after the relevant deadline has passed, the court may enter such additional orders relating to discovery as may be appropriate.
- 3. Reply Memoranda.** Parties need not seek leave of court to file a reply memorandum in response to an opposition to any motion, provided that such a reply memorandum does not exceed twelve pages, double-spaced, and is filed within seven days (excluding intermediate Saturdays, Sundays, and legal holidays) after service of the opposition memorandum. Parties may otherwise file reply or surreply memoranda only with leave of court. When such leave is sought, the moving party may file a proposed reply or surreply memorandum with the motion for leave.

- 4. Status Conferences.** The court has scheduled a status conference after (or close to) the close of fact discovery for case management purposes. Any party who reasonably believes that a status conference will assist in the management or resolution of the case may request one from the court upon reasonable notice to opposing counsel.
- 5. Additional Conferences.** Upon request of counsel, or at the court's own initiative, additional case-management or status conferences may be scheduled. Parties may request telephonic conferences where appropriate to avoid undue inconvenience or expense.
- 6. Early Resolution of Issues.** The court recognizes that, in some cases, resolution of one or more preliminary issues may remove a significant impediment to settlement or otherwise expedite resolution of the case. Counsel are encouraged to identify any such issues and to make appropriate motions at an early stage in the litigation.
- 7. Pretrial Conference.** Lead trial counsel are required to attend any pretrial conference.

By the Court,

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Date

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Deputy Clerk