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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA

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9 CALIFORNIA VALLEY MIWOK TRIBE,

10 Plaintiff(s),

11 V.

NO. 2:08-CV-00984-WBS-GGH

12 CALIFORNIA GAMBLING CONTROL
13 COMMISSION,

ORDER SETTING STATUS
(PRETRIAL SCHEDULING
CONFERENCE

14 Defendant(s).
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18 This action has been assigned to the undersigned judge.

19 Pursuant to the provisions of Federal Rule of Civil Procedure 16,

20 IT IS ORDERED that:

21 1. A Status (pretrial scheduling) Conference is set for
22 August 25, 2008 at 02:00 PM, before the undersigned judge
23 in Courtroom No. 5 . At least twenty-one (21) calendar days before
24 the scheduling conference is held, the parties shall confer and
25 develop a proposed discovery plan, as required by, Fed. R. Civ. P.
26 26(f).

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2. Pursuant to Local Rule 16-240, the parties shall submit to the court a JOINT Status Report **fourteen (14) calendar days** prior to the hearing date, which shall contain:

- (a) brief summary of the claims;
- (b) a statement as to the status of service upon all defendants and cross-defendants;
- (c) a statement as to the possible joinder of additional parties;
- (d) any contemplated amendments to the pleadings;
- (e) the statutory basis of jurisdiction and venue;
- (f) a written report outlining the proposed discovery plan required by Fed. R. Civ. P. 26(f).
- (g) a proposed cut-off date by which all discovery shall be concluded;
- (h) a proposed date by which all motions shall be filed and heard;
- (i) any proposed modification of standard pretrial proceedings due to the special nature of the action;
- (j) the estimated length of trial;
- (k) a statement as to whether the case is related to any other case, including any matters in bankruptcy;
- (l) any other matters discussed in Local Rule 240 that may add to the just and expeditious disposition of this matter.

3. Concurrently with the service of process, or as soon thereafter as possible, plaintiff shall serve upon each of the parties named in the complaint, and upon all parties subsequently joined, a copy of this order, and shall file with the clerk a certificate reflecting such service.

1 4. In the event this action was originally filed in a
2 state court and was thereafter removed to this court, the removing
3 party or parties shall immediately following such removal, serve
4 upon each of the other parties and upon all parties subsequently
5 joined a copy of this order, and shall file with the clerk a
6 certificate reflecting such service.

7 5. All parties to the action shall appear by counsel (or
8 in person if acting without counsel). A FAILURE TO APPEAR AT THE
9 APPROPRIATE TIME WILL BE TREATED AS A FAILURE TO APPEAR AND MAY
10 SUBJECT COUNSEL TO SANCTIONS.

11 6. In order to assist the court in meeting its recusal
12 responsibilities, any non-governmental corporate party to this
13 action shall submit a statement identifying all its parent
14 corporations and listing any publicly held company that owns 10%
15 or more the party's stock. Such statement shall be included in the
16 parties' Joint Status Report. Thereafter, if there is any change
17 in the information, the party shall file and serve a supplemental
18 statement within a reasonable time after such change occurs.

19 7. In appropriate cases, and after receiving the
20 parties' joint status report, the court may issue a Status
21 (Pretrial Scheduling) Order without requiring a status conference.
22 Unless the parties have received such an order prior to the status
23 conference, the parties are required to attend the status
24 conference as scheduled.

25 DATE: May 6, 2008

26 WILLIAM B. SHUBB
27 UNITED STATES DISTRICT JUDGE

28 by: /s/ J. Donati
Deputy Clerk