

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

FREEDOM FROM RELIGION FOUNDATION, INC.,
ANNE NICOL GAYLOR, ANNIE LAURIE GAYLOR
and DON BARKER,

Plaintiffs,

ORDER
04-C-381-S

v.

ELAINE CHAO, TOMMY THOMPSON
and JOHN ASHCROFT,

Defendants.

Status conference came on to be heard by telephone in the above entitled matter on June 2, 2006, the plaintiffs having appeared by Boardman, Suhr, Curry & Field by Richard L. Bolton; defendants by United States Department of Justice by Anthony J. Coppolino. Honorable John C. Shabaz, District Judge, presided.

Accordingly,

ORDER

IT IS ORDERED that all dispositive motions to be filed during the pendency of this matter, to include motions for summary judgment, shall be accompanied by memoranda of law; opposing party being given 20 days to respond; and the moving party 10 days to reply.

IT IS FURTHER ORDERED that all motions for summary judgment and other dispositive motions shall be served and filed not later

than August 15, 2006; motions for summary judgment in accordance with local rule, a copy of which is enclosed.

IT IS FURTHER ORDERED that nondispositive motions, to include procedural motions, may be heard upon five days notice on any Wednesday morning by telephone at 8:00 A.M. or earlier, moving party to initiate the telephone conference to 608-264-5504.

IT IS FURTHER ORDERED that final pre-trial conference is scheduled for September 15, 2006 at 1:15 P.M., pursuant to the provisions of Order Prior to Final Pre-trial Conference, a copy of which is also enclosed.

IT IS FURTHER ORDERED that jury selection is scheduled for September 25, 2006 at 9:00 A.M., and bifurcated trial to a seven-person jury, where the issue of liability is to be determined prior to the determination of any damage, is scheduled for September 28, 2006 at 9:00 A.M., counsel to meet with the Court at 8:30 A.M. on each of said days outside the presence of the jury to resolve issues pending trial.

In the event a timely request for *certiorari* is filed, the schedule as announced herein is vacated.

Entered this 2nd day of June, 2006.

BY THE COURT:

S/

JOHN C. SHABAZ
District Judge