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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

CRUISE LINES INTERNATIONAL  
ASSOCIATION ALASKA, *et al.*,

Plaintiffs,

v.

CITY AND BOROUGH OF  
JUNEAU, ALASKA, *et al.*,

Defendants.

Case No. 1:16-cv-00008-HRH

**JOINT STIPULATION TO MODIFY SCHEDULING AND PLANNING ORDER**

This stipulation is entered into by and between parties, Plaintiffs Cruise Lines International Association Alaska, and Cruise Lines International Association (“Plaintiffs”) and Defendants City and Borough of Juneau, Alaska and Rorie Watt (“Defendants”) (collectively, the “parties”), through their respective undersigned counsel, and pursuant to Local Rule 16.1(c)(3)[A] of the District of Alaska, based on the following facts:

1. Plaintiffs filed their Complaint (ECF No. 1) on April 13, 2016. On May 18, 2016, Plaintiffs filed their First Amended Complaint (ECF No. 16-1) (“FAC”), which was entered on the docket on August 10, 2016 (ECF No. 28).

2. Defendants answered the FAC on October 28, 2016 (ECF No. 40).

3. On December 23, 2016, the Court entered its Scheduling and Planning Order (ECF No. 46) (the “Scheduling Order”). The Scheduling Order set forth the following events and deadlines:

Exchange Initial Disclosures	December 30, 2016
Exchange Preliminary Witness Lists	January 20, 2017
Plaintiffs Identify Expert Witnesses	February 21, 2017
Defendants Identify Expert Witnesses	March 31, 2017
Plaintiffs Serve Expert Witness Disclosures (Rule 26(a)(2))	March 31, 2017
Defendants Serve Expert Witness Disclosures (Rule 26(a)(2))	May 5, 2017
Exchange Expert Rebuttal Reports	May 26, 2017
Exchange Final Witness Lists	March 31, 2017
Close of Fact Discovery	May 22, 2017
Close of Expert Discovery	August 1, 2017
File Preliminary Motions	February 24, 2017
File Motions to Amend/Add Parties	February 21, 2017
File Motions Under Discovery Rules	August 22, 2017
File Motions <u>in Limine</u>	<i>Dependent on other dates</i>
File Dispositive Motions	September 21, 2017

4. Both sides have exchanged initial disclosures and have issued and responded to preliminary written discovery. Due in part to the volume of information being requested and the need to set deposition dates for fact witnesses later in 2017 than initially anticipated, the parties agree that additional time is necessary to complete discovery in this case.

5. As such, the parties agree and stipulate to a continuance of the deadlines set forth in the Scheduling Order to accomplish the remaining discovery on dates set forth below:

Exchange Preliminary Witness Lists	March 21, 2017
Plaintiffs Identify Expert Witnesses	April 24, 2017
Defendants Identify Expert Witnesses	June 2, 2017
Plaintiffs Serve Expert Witness Disclosures (Rule 26(a)(2))	June 2, 2017
Defendants Serve Expert Witness Disclosures (Rule 26(a)(2))	July 7, 2017
Exchange Expert Rebuttal Reports	July 25, 2017
Exchange Final Witness Lists	June 2, 2017
Close of Fact Discovery	July 21, 2017
Close of Expert Discovery	October 2, 2017
File Preliminary Motions	April 25, 2017

File Motions to Amend/Add Parties	April 24, 2017
File Motions Under Discovery Rules	October 23, 2017
File Motions <u>in Limine</u>	<i>Dependent on other dates</i>
File Dispositive Motions	November 20, 2017

The dates reflected above are generally sixty (60) day extensions of the dates set forth in the Scheduling order, except in instances where the sixtieth day fell on a Saturday, Sunday, or the day after a federal holiday. In such instances, the parties agreed to extend the dates either to the following Monday (in the case of a weekend date) or to the end of the week (Friday) (in the case of a federal holiday deadline).

6. This stipulation will not impact any previously-scheduled court appearances by the parties. Further, the parties will not be prejudiced by the two-month continuance of the deadlines contained in the Scheduling Order. This is the parties' first stipulation to extend the discovery schedule.

**IT IS HEREBY STIPULATED** by and between the parties, through their respective undersigned counsel, that the parties consent to continue the deadlines set forth in the Scheduling Order as set forth in paragraph 5 above.

DATED: January 19, 2017

By: /s/ Kathleen E. Kraft  
C. Jonathan Benner (*pro hac vice*)  
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*Attorney for Defendants the City and Borough of  
Juneau, Alaska, a municipal corporation, and Rorie  
Watt, in his official capacity as City Manager  
(As authorized on January 19, 2017)*

**CERTIFICATE OF SERVICE**

I certify that on January 19, 2017, I caused a true and correct copy of the foregoing Joint Stipulation to Modify Scheduling and Planning Order to be served via the Court's electronic filing system, on counsel for Defendants and upon the Honorable H. Russel Holland, Judge District Court of Alaska.

/s/ Kathleen E. Kraft

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Kathleen E. Kraft