

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN
GREEN BAY DIVISION**

VILLAGE OF HOBART, WISCONSIN,

Plaintiff,

v.

Case No. 23-C-1511

UNITED STATES DEPARTMENT
OF THE INTERIOR, *et al.*

Defendants.

**ORDER GRANTING JOINT MOTION TO VACATE [36]
AND REVISED AGREED UPON SCHEDULING ORDER**

This matter comes before the Court upon the parties' Joint Motion to Vacate the March 20, 2024 Scheduling Order and Stipulated Motion for Revised Scheduling Order. For the reasons set forth therein, the motion (Dkt. No. 36) is **GRANTED**.

IT IS FURTHER ORDERED, that the parties shall abide by the following revised scheduling order:

1. The United States Department of the Interior lodged the administrative record for the challenged agency decision at issue in this case with the Court on July 30, 2024. On or before August 27, 2024, the parties shall confer and informally attempt to resolve any disputes concerning the administrative record as lodged. If the parties do not informally resolve issues concerning the administrative record, any motion(s) to supplement or otherwise challenge the sufficiency of the administrative record, including requests to

engage in discovery, or to amend pleadings pursuant to Civil L.R. 15, shall be filed on or before August 30, 2024.

2. Assuming no motions are filed concerning the administrative record, to engage in discovery, or to amend pleadings, the parties shall file briefs in this matter as follows: Plaintiff's brief is due on or before September 6, 2024; Defendants' and Intervenor-Defendant's response briefs are due on or before October 21, 2024; and Plaintiff's reply brief is due on or before November 20, 2024.
3. The oral argument presently scheduled for December 4, 2024, at 1:30 p.m. (CST) at 125 S. Jefferson St., Green Bay, WI 54301, in Room 201 shall be rescheduled. The Clerk is directed to contact the parties to schedule a new date for oral argument in light of the revised briefing schedule.

ADDITIONAL PROCEDURES

4. All requests to the court must be made by formal motion in accordance with Civil L.R. 7 and the Federal Rules of Civil Procedure.
5. Expedited non-dispositive motions must comply with Civil L.R. 7(h).
6. Counsel seeking non-dispositive procedural relief shall consult with the opposing party and include in the motion a statement indicating whether or not the motion is opposed.
7. Courtesy copies of all briefs that exceed ten (10) pages in length must be provided to the court in paper format. *It is no longer necessary to submit courtesy copies of affidavits, declarations, complaints, or any other document.*
8. Counsel are to confer and make a good faith effort to settle the case and explore various methods of alternate dispute resolution (ADR). The court will refer the case to one of the

magistrate judges for mediation, at no cost to the parties, when a request is made at least ninety (90) days prior to the final pretrial conference.

9. Settlement discussions must be completed prior to the final pretrial conference. In cases where settlement occurs after the final pretrial conference, the court may impose jury-related costs, including notification, travel, and attendance fees, upon the responsible attorneys.
10. The foregoing schedule shall not be modified except upon a showing of good cause and by leave of the court. The pendency of motions or settlement discussions shall not justify modification of the schedule, nor delay the taking of discovery.

SO ORDERED this 15th day of August, 2024.

s/ William C. Griesbach
WILLIAM C. GRIESBACH
United States District Judge