

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 19-60505-CIV-SMITH

BPI SPORTS, LLC,

Plaintiff,

v.

THERMOLIFE INTERNATIONAL LLC, *et al.*,

Defendants.

SECOND AMENDED SCHEDULING ORDER

Pursuant to Administrative Order 2020-76, trial in this case is reset for the Court's two-week trial calendar beginning on **April 26, 2021**. If the case cannot be tried during the two-week period, it will be reset for each successive trial calendar until it is tried or resolved. The Calendar Call will be held at **9:00 a.m.** on Tuesday, **April 20, 2021**.

The parties shall file their joint pretrial stipulation, proposed joint jury instructions, proposed joint verdict form, and/or proposed findings of fact and conclusions of law **no later than 30 days before Calendar Call**. When the parties cannot agree on specific jury instructions, the submitted instructions shall clearly indicate which party has proposed the specific instruction.

Electronic versions of documentary exhibits and Certificates of Compliance shall be filed in compliance with the Local Rules.

If the parties settle this matter before trial, the parties must notify the Court no later than **3 p.m. on the Friday before trial** is set to commence to avoid paying the costs of the jury. If the parties do not notify the Court of settlement by that time, the parties shall jointly reimburse the Court for the cost of the jury.

All other deadlines remain effect:

- Deposition designations and counter designations shall be filed by **01/08/2021**

The parties shall meet and confer prior to submitting the deposition designations and counter-designations in a good faith effort to resolve objections. Failure to comply with the deadline and the meet and confer may result in objections being stricken or other appropriate sanctions.

- All pretrial motions and memoranda of law, including motions *in limine*, shall be filed by **01/08/2021**

Prior to filing any motions *in limine*, the parties shall meet and confer in a good faith effort to resolve any issues. If a party has multiple motions *in limine*, they shall be filed as a single omnibus motion. All motions *in limine* and the responses shall be limited to one page per issue. No replies shall be permitted.

DONE AND ORDERED in Fort Lauderdale, Florida, this 1st day of December 2020.



RODNEY SMITH
UNITED STATES DISTRICT JUDGE