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Pennsylvania*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION**

TRACY CAEKAERT and CAMILLIA
MAPLEY,

Plaintiffs,

-VS-

WATCHTOWER BIBLE AND TRACT
SOCIETY OF NEW YORK, INC.,
WATCH TOWER BIBLE AND TRACT
SOCIETY OF PENNSYLVANIA, and
BRUCE MAPLEY SR.,

Defendants.

WATCHTOWER BIBLE AND TRACT
SOCIETY OF NEW YORK, INC., and
WATCH TOWER BIBLE AND TRACT
SOCIETY OF PENNSYLVANIA,
Cross-Claimants,

Case No. CV-20-00052-SPW-
TJC

**DEFENDANT WATCH
TOWER BIBLE AND TRACT
SOCIETY OF
PENNSYLVANIA'S
BRIEF IN RESPONSE TO
PLAINTIFFS' MOTION FOR
NEW SCHEDULING ORDER**

-vs-

BRUCE MAPLEY SR.,

Cross-Defendant.

Plaintiffs’ Motion for New Scheduling Order presents a somewhat extraordinary situation. Defendant Watch Tower Bible and Tract Society Of Pennsylvania (“WTPA”) has already informed Plaintiffs that it does not object to their Motion for Scheduling Order yet Plaintiff has filed a “contested” Motion. Plaintiffs submitted a six-page Brief in Support (doc. No. 149) in which they argued the Motion was justified by purported conduct of Defendants in discovery.

Plaintiffs’ contested Motion and Brief are unnecessary and their posturing about discovery conduct is not supported, justified, or worthy of this Court’s time. Plaintiffs’ Motion and Brief was nothing more than a transparent attempt to “poison the well” with this Court about alleged discovery misconduct by Defendants. There was and is no need for Plaintiffs’ contested Motion and Brief. The undersigned counsel respectfully suggests that this Court should ignore Plaintiffs’ arguments and simply grant the Motion since it is not objected to.

Suffice it to say that should the Court feel that it is warranted or needed, WTPA can certainly justify its discovery conduct. Moreover, we could argue about

Plaintiffs' own discovery conduct, but WTPA is attempting to resolve any issues through the proper channels, including sending a meet and confer letter.

DATED this 3rd day of October, 2022.

MOULTON BELLINGHAM PC

By /s/ Gerry Fagan
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CERTIFICATE OF COMPLIANCE

Pursuant to L.R. 7.1(d)(2)(E), I certify that this brief is printed with a proportionately spaced Times New Roman text typeface of 14 points; is double-spaced, with left, right, top, and bottom margins of one inch; and that the word count calculated by Microsoft Word is 200 words, excluding the Table of Contents, Table of Authorities, Certificate of Compliance, and Certificate of Service.

By /s/Gerry Fagan
GERRY FAGAN

CERTIFICATE OF SERVICE

I hereby certify that on the 3RD day of October, 2022, a copy of the foregoing was served on the following persons:

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By the following means:

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