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JENNA S. KINCH JR. CLERK
FILED
SUPERIOR COURT

STATE OF RHODE ISLAND
PROVIDENCE COUNTY, Sc.

SUPERIOR COURT

RHODE ISLAND COUNCIL 94, AFSCME, AFL-CIO; et al.

v.

P.C.C.A. No. 10-2859

LINCOLN CHAFEE, in his capacity as Governor of the State of
Rhode Island; et al.

SCHEDULING ORDER

This matter having come for hearing in chambers on September 27, 2011, before the Court, the Hon. Sarah Taft-Carter, Associate Justice, presiding, to determine scheduling issues following the Court's Decision of September 13, 2011, on Defendants' Motion for Summary Judgment with respect to arguments made at Sections II(A)(1) and (2) and III of Defendants' Memorandum of Law, and upon agreement of the parties, it is hereby

ORDERED:

1. The parties shall confer to determine and within forty-five (45) days shall submit a proposed order setting forth a schedule providing the dates for (a) Plaintiffs to file their Motion pursuant to Rule 56(f) of the Rhode Island Superior Court Rules of Civil Procedure; (b) in the event said Motion is granted, for resumption and conclusion of discovery; or (c) in the event said Motion is denied or at the conclusion of the time for discovery, submission of briefs and supplemental briefs on the issues raised at Section II(B) of Defendants' Memorandum.

2. The parties shall not conduct additional discovery until the Court resolves Plaintiffs' Rule 56(f) Motion.
3. In the event that Defendants file a petition for certiorari within thirty (30) days of the entry of the within order, the schedule set forth in paragraph 1 above shall be suspended and shall re-commence upon the conclusion of the Supreme Court's review of said petition and any proceedings related thereto.

ENTERED as the Order of the Court this 30 day of September, 2011.

Enter: Samuel Pappalardo
Associate Justice

By Order,
John Tarantino
Deputy Clerk 9/30/11

Presented by:
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Certification

I hereby certify that on this the 20 day of September, 2011, a true copy of the within document was mailed, postage prepaid, and sent by e-mail to John Tarantino (jtarantino@apslaw.com), Patricia K. Rocha (prochae@apslaw.com), and Nicole J. Dulude (ndulude@apslaw.com), each of Adler Pollock & Sheehan P.C., One Citizens Plaza, 8th Floor, Providence, RI 02903.

Lynette Labinger