

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois – CM/ECF NextGen 1.7.1.1
Eastern Division**

Jose Tinajero

Plaintiff,

v.

Case No.: 1:24–cv–01598

Honorable Thomas M. Durkin

City of Chicago, et al.

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Tuesday, July 16, 2024:

MINUTE entry before the Honorable Sheila M. Finnegan. Status hearing held on 7/16/2024 and continued to 8/27/2024 at 11:00 a.m. in courtroom 2214 in cases 23 C 1741 (Martinez), 24 C 1598 (Tinajero), and 24 C 5345 (Kelly) that are consolidated for pretrial proceedings. The Court heard argument and posed questions on discovery issues raised in the joint status report filed in the Martinez and Tinajero cases [168]. Today, Kelly's counsel adopted the positions taken by Martinez and Tinajero in that report. The primary dispute is whether Plaintiffs may proceed with depositions of defendants and certain third party witnesses prior to written discovery in the Tinajero and Kelly cases. The parties are to confer on a written stipulation memorializing Plaintiffs' commitment that, if allowed to proceed with any depositions now (without the benefit of written discovery), they will not seek to re-depose those witnesses later in any of the cases. By 7/23/2024, Plaintiffs Tinajero and Kelly are to issue Rule 26(a)(1) disclosures. Also by 7/23/2024, Defendant Officers and Defendant Guevara are to issue to Tinajero and Kelly any written discovery that they believe require responses prior to Plaintiffs deposing them and third parties Melloney Parker and Jesus Fuentes. Defendant Rubinstein is given until 7/30/2024 to issue such written discovery to Tinajero and Kelly. Tinajero and Kelly have agreed to respond to this prioritized written discovery within 7 days of receipt. Since Defendant Rubinstein also argues that his deposition cannot proceed until the CCSAO produces the Felony Review file (already subpoenaed in the Martinez case), his counsel shall follow-up with the CCSAO to obtain that file on an expedited basis and provide an update in the next JSR. As for the fact discovery deadline of 10/31/2024, the Court intends to extend it over Plaintiffs' objection. In the next JSR due 8/15/2024, the parties are to provide a robust summary of the remaining discovery and their respective proposed new deadline. Plaintiffs Tinajero and Kelly state today that they agree to the Confidentiality Protective Order entered in the Martinez case (Doc. 155), so the Court will enter the same order in the Tinajero and Kelly cases after changing the case caption. Tinajero and Kelly also agree to the language in the HIPAA order entered in Martinez (Doc. 115). The parties are to promptly prepare HIPAA orders for Tinajero and Kelly and submit them to the Court at Proposed_Order_Finnegan@ilnd.uscourts.gov. Without objection and subject to the district judge setting an alternative date, Defendants in the Kelly case are to file responsive pleadings by 9/16/2024. Mailed notice (sxw)

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