

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

IN RE: CAPITAL ONE CONSUMER)
DATA SECURITY BREACH LITIGATION) MDL No. 1:19md2915 (AJT/JFA)
_____)

This Document Relates to CONSUMER Cases

~~PROPOSED~~ PRETRIAL ORDER #8B


The Parties have moved [Doc. 359] to modify the litigation schedule set forth in Pretrial Order #8 [Doc. 302] due to exigent circumstances arising from the outbreak of COVID-19. Having reviewed the Parties' submission, the Court find that there is good cause for the requested extensions. Accordingly, it is hereby

ORDERED that the following litigation schedule shall henceforth govern these proceedings:

Date / Time	Event
April 10, 2020	Defendants to file answers or motions to dismiss any representative or consolidated complaint(s)
May 1, 2020	Plaintiffs to file response to any motions to dismiss any representative or consolidated complaint(s)
May 15, 2020	Defendants to file any replies in support of their motions to dismiss any representative or consolidated complaint
May 27, 2020 (at 10:00 a.m.)	Hearing on motions to dismiss
September 21, 2020	Fact discovery closes
October 21, 2020	Lead Counsel to serve disclosure of expert(s) and expert report(s)
November 20, 2020	Lead Counsel to identify rebuttal expert(s) and serve rebuttal expert report(s)
December 23, 2020	Lead Counsel to complete any depositions of experts or rebuttal experts
December 23, 2020	Expert discovery closes
January 20, 2021	Lead Plaintiffs' Counsel to file any motion for class certification

Date / Time	Event
February 18, 2021	Defendants to file response in opposition to motion for class certification and related <i>Daubert</i> motions
March 10, 2021	Plaintiffs' reply in support of class certification and response in opposition to any related <i>Daubert</i> motions
March 22, 2021	Defendants' replies in support of any <i>Daubert</i> motions related to class certification
March 31, 2021	Deadline to file any motions for summary judgment (including any Article III challenges) and related <i>Daubert</i> motions
April 30, 2021	Responses in opposition to any motions for summary judgment and related <i>Daubert</i> motions
May 21, 2021	Replies in support of any motions for summary judgment and <i>Daubert</i> motions

The Clerk is directed to docket this Order in the Lead case (1:19md2915), as required per PTO-1.

_____/s/ 
John F. Anderson
United States Magistrate Judge

Alexandria, Virginia
MARCH 23, 2020