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13 [ADDITIONAL COUNSEL LISTED IN SIGNATURE BLOCK]

14 **UNITED STATES DISTRICT COURT**
15 **SOUTHERN DISTRICT OF CALIFORNIA**
16 **SAN DIEGO DIVISION**

17 **IN RE BANK OF AMERICA**
18 **CALIFORNIA UNEMPLOYMENT**
19 **BENEFITS LITIGATION**

Case No. 3:21-md-02992-GPC-MSB

**JOINT MOTION TO SET A
BRIEFING SCHEDULE FOR
PRETRIAL MOTIONS AND TO
EXTEND PAGE LIMITS FOR
DEFENDANT'S MOTION FOR
PARTIAL SUMMARY
JUDGMENT**

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24 This Document Relates to All Actions
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Courtroom: 2D, Second Floor
Judge: Hon. Gonzalo P. Curiel

1 WHEREAS, pretrial motions, including those addressing *Daubert* issues
2 related to dispositive motions (“Pretrial Motions”) are due October 17, 2025 (ECF
3 521);

4 WHEREAS, the parties have met and conferred and agree to jointly request a
5 briefing schedule for the Pretrial Motions and excess pages for the briefing on
6 Defendant Bank of America, N.A.’s (“Defendant’s”) anticipated motion for partial
7 summary judgment as set forth below;

8 NOW THEREFORE, the parties hereby jointly move the Court to enter the
9 Proposed Order setting the briefing schedule for the Pretrial Motions and extending
10 the page limits for the parties’ briefing on Defendant’s motion for partial summary
11 judgment as follows:

- 12 1. Pretrial Motions are due on Friday, October 17, 2025;
- 13 2. Oppositions to Pretrial Motions are due on Friday, January 9, 2026;
- 14 3. Replies in Support of Pretrial Motions are due on Friday, February 20,
15 2026;
- 16 4. The Pretrial Motions shall be heard on Friday, April 17, 2026, or on such
17 other date as determined by the Court;
- 18 5. Defendant’s opening brief in support of its partial motion for summary
19 judgment shall not exceed 50 pages, and Defendant’s separate statement
20 of undisputed material facts in support of same shall not exceed 50
21 pages;
- 22 6. Plaintiffs’ opposition to Defendant’s partial motion for summary
23 judgment shall not exceed 50 pages, and Plaintiffs’ response to BANA’s
24 separate statement of undisputed material facts in support of same shall
25 not exceed 50 pages;
- 26 7. Defendant’s reply brief in support of its partial motion for summary
27 judgment shall not exceed 25 pages; and
- 28 8. All other Pretrial Motions including those addressing *Daubert* issues

1 shall proceed according to the briefing schedule set forth herein and
2 shall be subject to the page limitations set forth in Civil Local Rule
3 7.1(h) and this Court's Civil Pretrial & Trial Procedures.

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5 Dated: October 6, 2025

Respectfully submitted,

6 By:

/s/ Matthew L. Riffie

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13 Dated: October 6, 2025

/s/ Brian Danitz

14 BRIAN DANITZ
15 **COTCHETT, PITRE & MCcARTHY, LLP**
16 Co-Lead Counsel for Plaintiffs and the Classes

17 Dated: October 6, 2025

/s/ Connie K. Chan

18 CONNIE K. CHAN
19 **ALTSHULER BERZON LLP**

20 Co-Lead Counsel for Plaintiffs and the Classes
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ATTESTATION OF E-FILED SIGNATURE

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures Manual, I, Matthew L. Riffée, hereby certify that the content of this document is acceptable to all signatories herein and that I have obtained counsel's authorization to affix their electronic signatures to this document.

/s/ Matthew L. Riffée

MATTHEW L. RIFFEE