IN THE DISTRICT COURT IN AND FOR TULSA COUNTY

STATE OF OKLAHOMA

LESSIE BENNINGFIELD RANDLE, HISTORIC VERNON AME CHURCH INC, LAUREL STRADFORD, ELLOUISE COCHRANE PRICE, TEDRA WILLIAMS, DON M ADAMS, DON W ADAMS, STEPHEN WILLIAMS, TULSA AFRICAN ANCESTRAL SOCIETY, VIOLA *FLETCHER*, HUGES VAN ELLISS SR, plaintiff(s),	)	
VS.	)	CV-20-1179 CIVIL DOCKET G
CITY OF TULSA, TULSA REGIONAL CHAMBER, TULSA DEVELOPMENTAL AUTHORITY, TULSA METROPOLITAN AREA PLANNING COMMISSION, BOARD OF COUNTY COMMISSIONERS, TULSA COUNTY SHERIFF, OKLAHOMA MILITARY DEPARTMENT, Defendant(s),	)	

DISTRICT COURT
FILED
DEC 30 2021
DON NEWBERRY, Court Clerk
STATE OF OKLA. TULSA COUNTY

ORDER

Now on this 30th day of December, 2021, comes before the court the Plaintiffs' request for a supplemental briefing schedule and further hearing as more particularly described in the Plaintiff's Notice of Supplemental Authority filed November 10, 2021. The Defendant City of Tulsa and TMAPC's Response to Plaintiff's Supplemental Authority was filed November 29, 2021 wherein said Defendants stated in pertinent part, "…the City and TMAPC do not agree with the Plaintiffs' interpretation of the applicability of the J&J Decision to the allegations in the case presently before this Court…" Upon consideration of the premises, the court finds the Plaintiff's

proposed briefing schedule should be granted. Therefore, the court HEREBY FINDS AND ORDERS:

1. It is hereby ORDERED that Plaintiffs may file and serve on Defendants a supplemental brief for the sole purpose of addressing the applicability of the Supreme Court's decision in *Johnson & Johnson* to the issues presented in the Defendants' Motions to Dismiss on or before the 31st day of January, 2022. Plaintiffs' supplemental brief shall not exceed 20 pages in length.

2. It is further ORDERED that, within 35 days of service of Plaintiffs' supplemental brief, the Defendants may collectively file a single supplemental response brief for the sole purpose of addressing the applicability of the *Johnson & Johnson* decision to the issues raised in the Motions to Dismiss and responding to the arguments presented in Plaintiffs' supplemental brief. Defendants' supplemental response brief shall not exceed 20 pages in length.

3. It is further ORDERED that, within 7 days of service of the Defendants' supplemental response brief, if any, Plaintiff may file and serve on Defendants a motion seeking leave of Court to file a supplemental reply brief.

4. It is further ORDERED that a hearing on the issues and arguments to be raised in the Parties' supplemental briefs shall be set pursuant to separate order.

IT IS SO ORDERED on this 30th day of December, 2021.

Caroline Wall

THE HONORABLE CAROLINE WALL

AFFIDAVIT OF MAILING

I, Don Newberry, Court Clerk of Tulsa County, hereby certify that on the 30 day of Dec, 2021, a true and correct copy of the foregoing Order was mailed to each of the persons listed above and a true and correct copy of the foregoing order was filed in each of the above foregoing cases.

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DON NEWBERRY, COURT CLERK

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