

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

UNITED STATES OF AMERICA,

3:16-cr-00051-BR

Plaintiff,

ORDER SETTING ORAL
ARGUMENT SCHEDULE ON
MOTIONS #465, #469,
#471, #474, AND #480;
AND PERMITTING THE
FILING OF REPLIES FOR
MOTIONS #479, #482,
#505, AND #527

v.

AMMON BUNDY, JON RITZHEIMER,
JOSEPH O'SHAUGHNESSY, RYAN
PAYNE, RYAN BUNDY, BRIAN
CAVALIER, SHAWNA COX, PETER
SANTILLI, JASON PATRICK,
DUANE LEO EHMER, DYLAN
ANDERSON, SEAN ANDERSON,
DAVID LEE FRY, JEFF WAYNE
BANTA, SANDRA LYNN ANDERSON,
KENNETH MEDENBACH, BLAINE
COOPER, WESLEY KJAR, COREY
LEQUIEU, NEIL WAMPLER, JASON
CHARLES BLOMGREN, DARRYL
WILLIAM THORN, GEOFFREY
STANEK, TRAVIS COX, ERIC LEE
FLORES, and JAKE RYAN,

Defendants.

BROWN, Judge.

After reviewing the record on Defendants' Round One Motions,
the Court has determined oral argument on the following schedule

will be helpful to resolve the issues raised in the following Motions:

1. Defendants' Motion (#465) to Dismiss Count 3 of Superseding Indictment. The Court allocates 90 minutes for oral argument on this Motion beginning at 9:30 a.m. on May 23, 2016.

2. Defendants' Motion (#469) for Bill of Particulars. The Court allocates 30 minutes for oral argument on this Motion, beginning at approximately 11:00 a.m. on May 23, 2016.

3. Defendants' Motion (#471) to Dismiss Count 1 for Vagueness and Defendant Peter Santilli's Motion (#477) to Dismiss Count 1 for Vagueness. The Court allocates 90 minutes for oral argument on these Motions beginning at 1:00 p.m. on May 23, 2016.

4. Defendants' Motion (#474) to Dismiss Count 1 as Overbroad. The Court allocates 60 minutes for oral argument on this Motion beginning at approximately 3:00 p.m. on May 23, 2016.

With respect to Defendants' Motion (#480) to Dismiss, the Court will determine whether to allocate time for oral argument after it receives the parties' input regarding the potential effect of the pending appeal in the Ninth Circuit on this Motion. In the meantime, the Court tentatively allocates 60 minutes for oral argument on this Motion beginning at 9:30 a.m. on May 24, 2016.

In the interest of fairness and to ensure the parties complete their arguments in the time allocated, one-half of the

allocated time will be available to argue in support of each motion and one-half of that time will be available to argue in opposition. If the moving Defendant wishes to reserve part of Defendant's time for rebuttal, that should be noted at the beginning of oral argument.

Pursuant to Local Rule 7-1(d)(1) and in the exercise of its discretion on case-management matters, the Court concludes oral argument is not necessary to resolve the following Motions:

1. Defendant Peter Santilli's Motion (#479) to Dismiss Count 1 as Constitutionally Protected Conduct.
2. Defendants' Motion (#482) to Dismiss Count 2 for Vagueness and Overbreadth.
3. Defendant Kenneth Medenbach's Motion (#505) to Dismiss.
4. Defendants' Motion (#527) to Dismiss for Lack of Subject Matter Jurisdiction.

In order to ensure the moving parties on these Motions have a fair opportunity to reply to issues raised in the government's responses, the moving party on each such Motion may file an optional reply memorandum **no later than May 27, 2016**, that may not exceed the length of the government's response to the Motion (including footnotes). All pleadings must comply with the

formatting requirements of Local Rule 10-1. The Court will take those Motions under advisement on May 27, 2016.

IT IS SO ORDERED.

DATED this 17th day of May, 2016.

/s/ Anna J. Brown

ANNA J. BROWN
United States District Judge