

IN THE SUPREME COURT OF THE UNITED STATES

STATE OF MISSISSIPPI,
Plaintiff,

v.

STATE OF TENNESSEE, CITY OF MEMPHIS, TENNESSEE,
AND MEMPHIS LIGHT, GAS & WATER DIVISION,
Defendants.

**ORDER FOR JOINT PROPOSAL ON PROCEDURE AND SCHEDULE FOR
CLOSING ARGUMENTS**

The parties have submitted post-hearing briefs, proposed findings of fact, and proposed conclusions of law. Dkt. Nos. 113-19. While the parties have thirty days to respond to post-hearing briefs as set out in Dkt. No. 69, Section IV, the undersigned finds that it is advantageous for the parties to confer and submit a joint proposal pertaining to the procedure and schedule for closing arguments. Accordingly, the undersigned orders that the parties shall confer and, no later than Monday, October 23, 2019, the parties shall provide a joint proposal on the parties' positions on the following:

A. Procedure

1. The parties shall provide a recommendation on the appropriate procedure for closing arguments, including, but not limited to, the

order of presentation, time limits, and any procedural matters that the parties believe will make the closing arguments more efficient.

2. The parties shall advise the undersigned on any planned use of audio or visual equipment during the closing arguments.


B. Schedule

1. The parties shall provide an estimate on the number of hours needed to complete closing argument.
2. The parties shall provide dates that are mutually convenient for closing argument between December 17, 2019, and February 29, 2020, excluding February 9-19, 2020.
3. The parties shall provide their preferences, if any, on the location where closing arguments will be held and whether the arguments should be held in the courtroom, by video, or telephonically.

C. Conferences Before Closing Argument

1. The parties shall advise on any anticipated need for a telephonic or in-person conference prior to closing argument in this matter.

IT IS SO ORDERED, THIS 23rd DAY OF SEPTEMBER, 2019.


HON. EUGENE E. SILER, JR.
Special Master

United States Court of Appeals for
the Sixth Circuit

310 South Main Street, Suite 333
London, Kentucky 40741
(606) 877-7930