

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 17-5217

September Term, 2017

1:15-mc-01394-ABJ

Filed On: March 26, 2018

In re: U.S. Office of Personnel Management
Data Security Breach Litigation,

American Federation of Government
Employees, AFL-CIO, et al.,

Appellees

National Treasury Employees Union, et al.,

Appellants

v.

Office of Personnel Management, et al.,

Appellees

Consolidated with 17-5232

BEFORE: Henderson, Tatel, and Katsas, Circuit Judges

ORDER

Upon consideration of the joint proposal on briefing schedule and format, it is

ORDERED that the following briefing schedule and format apply in these consolidated cases:

Briefs of Appellants (two briefs not to exceed a combined total of 22,000 words, to be divided as Appellants see fit)	May 10, 2018
Joint Appendix	May 10, 2018
Brief of Amicus Curiae in support of the Appellants (not to exceed 7,000 words)	May 17, 2018

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Briefs of Appellees
(two briefs not to exceed a combined
total of 22,000 words, to be divided
as Appellees see fit)

June 19, 2018

Reply Briefs of Appellants
(two briefs not to exceed a combined
total of 11,000 words, to be divided
as Appellants see fit)

July 9, 2018

The parties will be informed later of the date of oral argument and the composition of the merits panel. In accordance with this court's rules, these consolidated cases will be heard together. See D.C. Cir. Rule 34(h) (“[w]here 2 or more cases are consolidated under FRAP 3(b) or for other reason by this court, the consolidated cases will be considered as one case for the purpose of this rule . . .”). Any motions concerning the format of oral argument must be filed in accordance with D.C. Cir. Rule 34. See also D.C. Circuit Handbook of Practice and Internal Procedures 49 (2018).

Appellants must raise issues and arguments in their opening brief. The court ordinarily will not consider issues and arguments raised for the first time in the reply brief.

To avoid any duplication, all parties are obliged to consult during the preparation of their briefs and to adopt relevant portions of each other's briefs. Briefs which are repetitious wholly or in part will be stricken.

To enhance the clarity of their briefs, the parties are urged to limit the use of abbreviations, including acronyms. While acronyms may be used for entities and statutes with widely recognized initials, briefs should not contain acronyms that are not widely known. See D.C. Circuit Handbook of Practice and Internal Procedures 41 (2018); Notice Regarding Use of Acronyms (D.C. Cir. Jan. 26, 2010).

Parties are strongly encouraged to hand deliver the paper copies of their briefs to the Clerk's office on the date due. Filing by mail may delay the processing of the brief. Additionally, counsel are reminded that if filing by mail, they must use a class of mail

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that is at least as expeditious as first-class mail. See Fed. R. App. P. 25(a). All briefs and appendices must contain the date that the case is scheduled for oral argument at the top of the cover. See D.C. Cir. Rule 28(a)(8).

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/
Robert J. Cavello
Deputy Clerk