

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

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STEPHANIE L. STEIGERWALD,

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

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CASE NO. 1:17-CV-1516

OPINION & ORDER  
[Resolving Doc. Nos. [69](#), [70](#), [71](#), [72](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

The Court held a telephonic status conference with the parties on August 1, 2018. In order to accommodate providing class notice, the Court resets the following dates:

- Final discovery cutoff – **January 21, 2019**
- Trial – Two week standby beginning **February 4, 2019**
- Interim status conference – **November 20, 2018** at 8:30 AM. The Court may hold this conference telephonically, but the parties should be prepared to attend in person.
- Final pretrial conference – **January 29, 2019 at 9:00 AM**

Further, the parties will present their proposed notice and notice procedures to the Court for approval by **August 17, 2018**. The Court expects that the parties will attempt to finish distribution of notice to the class by **October 19, 2018**. Once notice is complete, a 60-day opt-out period will begin.

Defendant’s motion to substantively amend the class definition must be filed by **August 10, 2018**. Plaintiff’s opposition to that motion is due **August 17, 2018**.

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Finally, the Court **GRANTS** Defendant's requested 30-day extension to comply with the Court's July 12, 2018 Order.<sup>1</sup> The Court also **GRANTS** Defendant's unopposed motion to alter the class definition.<sup>2</sup>

The class is now defined as:

Individuals who became eligible to receive Concurrent Payments for whom Representatives' fees were paid out of the individual's retroactive benefits between March 13, 2002 and October 31, 2017, and for whom the Social Security Agency ("SSA") made a Windfall Offset determination before the amount of Representatives' fees was determined and paid out of retroactive benefits, but for whom, after the amount of Representatives' fees was determined and paid out of retroactive benefits, SSA did not perform the Subtraction Recalculation and therefore has not issued any Retroactive Underpayment that may be due.

IT IS SO ORDERED.

Dated: August 1, 2018

*s/ James S. Gwin*  
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JAMES S. GWIN  
UNITED STATES DISTRICT JUDGE

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<sup>1</sup> Doc. [72](#).

<sup>2</sup> Doc. [71](#).