

SEPTEMBER 2009 TRIAL GROUP

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| 1. <u>Kilker</u> , Case No. 07-02-001813 | 2. <u>Aldrich</u> , Case No. 07-07-000280 |
| 3. <u>Mendoza</u> , Case No. 07-05-001688 | 4. <u>Mauldin</u> , Case No. 07-02-001815 |

- Fact Discovery: May 1, 2009
- Plaintiffs' Expert Reports: June 1, 2009
- Dispositive Motions (other than Frye): July 1, 2009
- Defendant's Expert Reports: August 1, 2009
- Frye Motions: August 10, 2009
- Pretrial Conference(s): Week of August 10, 2009
- Frye Hearing(s): Week of August 31, 2009

Trial Setting #1

- Jury Selection: September 11, 2009
- Trial: September 14, 2009

Trial Setting #2

- Jury Selection: September 25, 2009
- Trial: September 28, 2009

OCTOBER 2009 TRIAL GROUP

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| 5. <u>Sinquefield</u> , Case No. 07-04-04395 | 6. <u>Paulos</u> , Case No. 07-05-001583 |
| 7. <u>Fromm</u> , Case No. 06-12-00055 | 8. <u>Creason</u> , Case No. 07-02-001888 |

- Fact Discovery: June 1, 2009
- Plaintiffs' Expert Reports: July 1, 2009
- Dispositive Motions (other than Frye): August 1, 2009
- Defendant's Expert Reports: September 1, 2009
- Frye Motions: September 8, 2009
- Pretrial Conference(s): Week of September 7, 2009
- Frye Hearing(s): Week of September 28, 2009

Trial Setting #1

- Jury Selection: October 9, 2009
- Trial: October 13, 2009

Trial Setting #2

- Jury Selection: October 23, 2009
- Trial: October 26, 2009

NOVEMBER 2009 TRIAL GROUP

9. **Higley**, Case No. 07-09-001112 10. **Beres**, Case No. ~~06-12~~002991
11. **K. Heim**, Case No. 07-02-001885 12. **A. Jones**, Case No. 07-01-001804
13. **Kruse**, Case No. 06-10-001335 14. **Ahart**, Case No. 07-02-001814

- Fact Discovery: July 1, 2009
- Plaintiffs' Expert Reports: August 1, 2009
- Dispositive Motions (other than Frye): September 1, 2009
- Defendant's Expert Reports: October 1, 2009
- Frye Motions: October 8, 2009
- Pretrial Conference(s): Week of October 5, 2009
- Frye Hearing(s): Week of October 26, 2009

Trial Setting #1

- Jury Selection: November 6, 2009
- Trial: November 9, 2009

Trial Setting #2

- Jury Selection: November 20, 2009
- Trial: November 23, 2009

DECEMBER 2009 TRIAL GROUP

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| 15. <u>Alvarez</u> , Case No. 07-02-000793 | 16. <u>Gibson</u> , Case No. 07-02-001881 |
| 17. <u>Corbett</u> , Case No. 06-01 -01735 | 18. <u>Ebenal</u> , Case No. 07-04-004401 |
| 19. <u>Walker</u> , Case No. 07-04-000784 | 20. <u>Handley</u> , Case No. 07-04-004405 |

- Fact Discovery: August 1, 2009
- Plaintiffs' Expert Reports: September 1, 2009
- Dispositive Motions (other than Frye): October 1, 2009
- Defendant's Expert Reports: November 1, 2009
- Frye Motions: November 9, 2009
- Pretrial Conference(s): Week of November 9, 2009
- Frye Hearing(s): Week of November 23, 2009

Trial Setting #1

- Jury Selection: December 4, 2009
- Trial: December 7, 2009

Trial Setting #2

- Jury Selection: December 18, 2009
- Trial: December 21, 2009

JANUARY 2010 TRIAL GROUP

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| 21. <u>Vasquez</u> , Case No. 06-07-03453 | 22. <u>Bright</u> , Case No. 07-06-02521 |
| 23. <u>Calaway</u> , Case No. 07-09-01118 | 24. <u>Gadaletta</u> , Case No. 07-09-03026 |

- Fact Discovery: September 1, 2009
- Plaintiffs' Expert Reports: October 1, 2009
- Dispositive Motions (other than Frye): November 1, 2009
- Defendant's Expert Reports: December 1, 2009
- Frye Motions: December 8, 2009
- Pretrial Conference(s): Week of December 7, 2009
- Frye Hearing(s): Week of December 28, 2009

Trial Setting #1

- Jury Selection: January 8, 2010
- Trial: January 11, 2010

Trial Setting #2

- Jury Selection: January 22, 2010
- Trial: January 25, 2010

2. If a case selected by Plaintiffs for trial is settled, dismissed, or otherwise cannot be tried as scheduled, then the next available Plaintiffs' selection shall replace it. Similarly, if a case selected by Defendants is settled, dismissed, or otherwise cannot be tried as scheduled, then the next available Defendants' selection shall replace it. If there are either no more Plaintiffs' selections or no more Defendants' selections ready to be tried as scheduled in a given month, the next available trial-ready case shall be called to trial, regardless of which side selected it.

A case can only be called to trial if all deadlines have passed, thereby making the case trial ready. For example, a case listed above for an October or November trial date cannot move into a September trial setting, etc.

3. The parties will meet and confer regarding a proposed schedule for the filing of motions in limine, and responses and replies to all motions, witness & exhibit lists/objections, deposition designations/counter-designations/objections, proposed jury instructions, verdict form & voir dire questions for each Group identified above.

Date: _____

5/11/09

BY THE COURT/

