

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2005-004730

02/14/2006

HONORABLE JANET E. BARTON

CLERK OF THE COURT
E. Schneider
Deputy

FILED: 02/16/2006

ELLA MALEY

K SCOTT REYNOLDS

v.

SPA AT RANCHO MANANA L L C, THE, et al. C ANDREW CAMPBELL

MICHAEL J CHILDERS

MINUTE ENTRY

8:40 a.m. This is the time set for a status conference regarding the parties' Joint Pretrial Conference Memorandum and Proposed Scheduling Order. K. Scott Reynolds is present on behalf of the Plaintiff. C. Andrew Campbell and Michael J. Childers are present on behalf of the only two remaining Defendants, Spa at Rancho Manana, LLC and Rancho Manana Ventures, LLC.

No court reporter is present.

Discussion is held.

IT IS ORDERED:

1. Plaintiff shall submit copies of Plaintiff's medical records to Defendants by March 15, 2006.
2. Plaintiff shall submit to Defendants, by April 1, 2006, a complete list of Plaintiff's lost wages, how the amounts were calculated and any documents in support of the lost wage claim.

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IT IS FURTHER ORDERED as follows:

1. Plaintiffs shall disclose the identity and opinions of her expert witnesses by **5:00 p.m. on April 1, 2006.**
2. Defendants shall disclose the identity and opinions of their expert witnesses by **5:00p.m. on May 1, 2006.**
3. Any and all discovery requests shall be served by **5:00 p.m. on August 1, 2006.**
4. The parties shall disclose all non-expert witnesses by **5:00 p.m. on April 1, 2006.**
5. Plaintiffs shall disclose the identity and opinions of her rebuttal expert witnesses by **5:00 p.m. on June 1, 2006.**
6. All discovery shall be concluded by **5:00 p.m. on September 15, 2006.**
7. The parties shall have exchanged up-to-date final Rule 26.1 Supplemental Disclosure Statements by **5:00 p.m. on September 15, 2006.** This Order does not replace the parties' obligation to seasonably disclose on an on-going basis under Rule 26.1 as information becomes available.
8. Settlement conference: The parties shall participate in private mediation by **5:00 p.m. on September 15, 2006;**
9. No expert witnesses, expert opinions, lay witnesses, or exhibits shall be used at trial other than those disclosed in a timely manner, except for good cause shown or written agreement of the parties.
10. All pretrial motions, other than motions *in limine*, must be filed by **5:00 p.m. on October 15, 2006.**
11. A status conference is set for **Thursday, September 28, 2006 at 8:30 a.m.** for the purpose of assigning a trial date if the case has not settled. Counsel are to bring their trial calendars and the parties must appear in person and cannot appear telephonically for the status conference.

The parties are to appear before Honorable Janet E. Barton, Courtroom 301, Old Courthouse, 125 West Washington St., Phoenix, AZ 85003, 602.506.5340.

12. Should any discovery disputes arise, counsel, prior to filing discovery motions, shall meet and confer pursuant to Rule 37, Ariz.R.Civ.P., then telephonically contact the Court to set up a telephonic conference to discuss any remaining issues.

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13. The dates set forth in this Order are FIRM dates and will not be extended or modified by this Court absent good cause. Lack of preparation will not ordinarily be considered good cause.

14. This case is removed from the Inactive Calendar and all requirements of Rule 38.1, Ariz.R.Civ.P., are waived unless and until otherwise ordered by the Court.

9:00 a.m. Matter concludes.