

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2006-013537

04/21/2008

HON. CAREY SNYDER HYATT

CLERK OF THE COURT
C.I. Miller
Deputy

ROBERT FORMAN

G DAVID GAGE

v.

GAIAM INC, et al.

LAWRENCE A PESHKIN

STATUS CONFERENCE CONTINUED

COURTROOM 514-ECB

9:36 a.m. This is the time set for Telephonic Status Conference. Present on conference telephone: Plaintiff is represented by counsel, David Gage. Defendants Legend Trail, etc., are represented by counsel, Lawrence Peshkin.

Proceedings are recorded on CD (FTR) in lieu of a court reporter.

Case status is discussed. Counsel advise that several of the parties have settled out and only the Legend Trail Defendants remain in the case and settlement negotiations are still ongoing. Apparently discovery was stopped pending the settlement negotiations so therefore, the remaining parties have filed a Proposed Statement of Deadlines in Advance of This Telephonic Status Conference to Set Trial Date. In order to give the parties time to conduct discovery, the court grants a continuance and will set forth the parties' new discovery deadlines by copy of this minute entry.

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IT IS ORDERED continuing the Telephonic Status Conference set this date to **November 3, 2008, at 10:00 a.m., (15 mins.)**, in this division, with Plaintiff's counsel to initiate the telephonic conference on the above-noted date and time: **TELEPHONE: (602) 506-3566**.

9:42 a.m. Conference concludes.

* * *

LET THE RECORD REFLECT that due to calendar rotation, Judge Jeanne Garcia will be assigned to this calendar effective Monday, June 23, 2008. Thereafter, all future proceedings in this case will be heard by Judge Garcia. Unless otherwise notified by Judge Garcia, the time and date for all scheduled proceedings is confirmed.

* * *

LATER:

NEW SCHEDULING ORDER

IT IS ORDERED approving and **adopting** the parties' proposed dates contained in the Parties' New Joint Deadlines Memorandum filed April 17, 2008 as the Scheduling Order in this matter as follows:

- (1) The identities and subject areas of expert testimony shall be disclosed by: **May 9, 2008;**
- (2) Plaintiff's final expert disclosures shall be served by: **July 11, 2008;**
Defendant's final expert disclosures shall be exchanged by: **August 1, 2008;**
Rebuttal expert disclosures shall be exchanged by: **August 15, 2008;**
- (3) Final Non-expert disclosures shall be exchanged by: **May 9, 2008;**
- (4) Written discovery shall be propounded by: **September 12, 2008;**
- (5) Dispositive Motions shall be filed by: **September 26, 2008;**

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04/21/2008

IT IS FURTHER ORDERED setting a Scheduling Conference to Set Trial Date for **November 3, 2008, at 10:00 a.m. (15 mins.)**, before:

HONORABLE JEANNE GARCIA
JUDGE OF THE SUPERIOR COURT
OLD COURTHOUSE
125 W. WASHINGTON, COURTROOM 303
PHOENIX, ARIZONA 85003
(602) 372-0610