

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2006-013537

06/25/2007

HON. CAREY SNYDER HYATT

CLERK OF THE COURT  
C.I. Miller  
Deputy

ROBERT FORMAN

G DAVID GAGE

v.

GAIAM INC, et al.

ROBERT J BRUNO

CIBER INTERNATIONAL CORP  
77-3 CHI PAM LANE  
GOU CHENG LI  
LU KANG  
TAIWAN, ROC 505  
JOSEPH A KULA  
LAWRENCE A PESHKIN

**COMPREHENSIVE PRETRIAL CONFERENCE/  
RESET AS STATUS CONFERENCE**

9:47 a.m. This is the time set for Rule 16 Comprehensive Pretrial Conference. Plaintiff is represented by counsel, David Gage. Defendants Gaiam are represented by counsel, Jeffrey L. Smith, by telephone. Defendants Legend Trail Community Assoc., etc., are represented by counsel, Lawrence Peshkin. Defendant Duomed is represented by counsel, Suzanne Don de'Ville.

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

Discussion is held regarding the status of the case and joint pretrial memorandum submitted by respective counsel.

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The court is advised that there has been no service accepted on behalf of Ciber International and an Application for Default has been filed and entered on May 4, 2007.

Because this case is still in the beginning stages of discovery and there needs to be a schedule for disclosure of expert witnesses and destructive testing,

**IT IS ORDERED** resetting the PTC as a Status Conference for **October 29, 2007, at 10:00 a.m. (15 mins.), before Judge Carey Snyder Hyatt, East Court Building, Courtroom #514, 101 West Jefferson, Phoenix, AZ 85003.**

**IT IS FURTHER ORDERED** listing the following Discovery/Disclosure dates only:

- A. **Expert Witnesses (alternating disclosure):** Plaintiff(s) shall designate by name, subject matter, address, resume and opinions of all trial experts **by June 30, 2007**. Defendant(s) shall designate by name, subject matter, address, resume and opinions all trial experts **by August 30, 2007**. Agreement Regarding Protocol for Evaluation of Product and Destructive Testing shall be designated **by September 28, 2007**.
- B. **Non-Expert Witnesses (simultaneous disclosure):** Shall be designated **by August 30, 2007**.

**IT IS FURTHER ORDERED** striking minute entry dated June 21, 2007, in its entirety in this matter, which lists Judge Helene Abrams' name in the header; said minute entry having been issued in error.

10:13 a.m. Conference concludes.

**E-Courtroom Policies**

The proceedings will take place in the Superior court's "e-courtroom." A record of the proceedings may be made by videotape in lieu of a court reporter. Should you want an unofficial copy of the proceedings, the parties or counsel may purchase a CD for a cost of \$20.00. Questions may be directed to Ken Crenshaw, Administrator, Electronic Records Services, (602) 506-7100 or [kcrensa@superiorcourt.maricopa.gov](mailto:kcrensa@superiorcourt.maricopa.gov).

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**Should an official transcript be required, you may request that the court prepare it. The party ordering the transcript must pay for it.** With this new technology, a court reporter is likely not required and the parties are encouraged to experience the court's video recording system before requesting a court reporter. **If a court reporter is required, the court must receive a written request at least 48 hours before the commencement of the proceeding. Failure to timely request a court reporter will be deemed consent to proceed without a court reporter.**