

1 **Marshall Meyers (020584)**  
 2 **WEISBERG & MEYERS, LLC**  
 3 **2833 North Central Ave., #613**  
 4 **Phoenix, AZ 85004**  
 5 **602 445 9819**  
 6 **866 565 1327 facsimile**  
 7 **mmeyers@AttorneysForConsumers.com**  
 8 **Attorney for Plaintiff**

9 **Mr. Pat Esquivel, Esq.**  
 10 **Jerold Kaplan Law Office, PC**  
 11 **330 S. First Avenue**  
 12 **Phoenix AZ 85003**  
 13 **602-258-8433**  
 14 **Pesquivel@kdelaw.com**

15 **UNITED STATES DISTRICT COURT**  
 16 **FOR THE DISTRICT OF ARIZONA**

17 **STEVEN BEDROSIAN,** ) Case No. 2:07-cv-766  
 18 )  
 19 Plaintiff, ) **JOINT REPORT**  
 20 )  
 21 vs. )  
 22 )  
 23 **ASSET ACCEPTANCE, LLC** )  
 24 )  
 25 Defendant. )  
 26 )

27 On November 26, 2007, Plaintiff Steven Bedrosian, by and through his attorney,  
 28 Marshall Meyers of Weisberg & Meyers, LLC, and Defendant Asset Acceptance LLC,  
 by and through its attorney, Pat Esquivel of Jerold Kaplan Law Office, PC attended the  
 “meet and confer” conference required by the Court’s Order Setting Rule 16 Scheduling  
 Conference and by Fed. R. Civ. P. Rule 26(f), and assisted in developing this Report.

1. Nature of the Case - Plaintiff: Plaintiff’s current complaint alleges against  
 Defendant, a debt collector, violations of the federal Fair Debt Collection

1 Practices Act, 15 U.S.C. § 1692, *et seq.* (“FDCPA”) and invasion of privacy and  
2 negligent and/or intentional infliction of emotional distress. Plaintiff alleges  
3 Defendant contacted his mother multiple times in an attempt to collect a debt  
4 from Plaintiff, after first contacting Plaintiff directly. These contacts included  
5 stating specific information about the alleged debt owed, even though the  
6 FDCPA only allows third party contacts once and for the purposes of location.  
7

8  
9 Nature of the Case - Defendant:

10 Nothing in the FDCPA requires that only one phone number may be called.  
11 Furthermore, phone calls, if any, that resulted in a contact with a third party did  
12 not disclose that the communication was regarding the collection of a debt. Even  
13 if an FDCPA violation occurred, Plaintiff did not suffer damages.  
14

- 15 2. Defendant must be a “debt collector” and Plaintiff a “consumer” as identified by  
16 the FDCPA and Plaintiff must prove Defendant contacted his mother more than  
17 once and for purposes other than location.
- 18 3. Whether Defendant violated the FDCPA and whether it has bona fide error  
19 defenses available.
- 20 4. This Court has jurisdiction pursuant to 28 U.S.C. § 1331 and under the FDCPA,  
21 15 U.S.C. § 1692k(d).
- 22 5. The only defendant in this lawsuit has been served and has answered.
- 23 6. None.
- 24 7. Both parties expect to file a motion for summary judgment concerning liability  
25 under the FDCPA.  
26  
27  
28

1 8. The Parties believe this matter is not suitable for referral to arbitration or to a  
2 master. Further, the parties do not agree to referral of the case to a United States  
3 Magistrate Judge for trial.  
4

5 9. There are no known related cases pending before other Judges of this Court or  
6 before other Courts.  
7

8 10. Initial disclosures will be made by December 7, 2007.

9 a) Motions to amend the complaint or joint additional parties: January 29, 2008.

10 b) Plaintiff shall make his expert disclosures by March 1, 2008.

11 c) Defendant shall make its expert disclosures by April 1, 2008.

12 d) Rebuttal expert(s) and/or testimony by April 15, 2008.

13 e) All witnesses will be disclosed by May 1, 2008.

14 f) All discovery closes June 1, 2008.

15 g) Dispositive motions: July 1, 2008

16 h) Final pretrial conference: August 1, 2008

17 i) Trial September 1, 2008.

18 11. The parties anticipate a trial of 1 to 2 days.

19 12. The parties have requested a jury trial.  
20

21  
22 Respectfully submitted this 26<sup>th</sup> day of November, 2007.  
23

24  
25 By: s/ Marshall Meyers  
26 Marshall Meyers (020584)  
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2 Attorney for Plaintiff

3 By: s/ Pat Esquivel  
4 Mr. Pat Esquivel, Esq.  
5 Jerold Kaplan Law Office, PC  
6 330 S. First Avenue  
7 Phoenix AZ 85003  
8 602-258-8433  
9 Pesquivel@kdelaw.com  
10 Attorneys for Defendant

11 Original of the foregoing filed electronically with the U.S. District Court this 26<sup>th</sup> day of  
12 November, 2007 to:

13 By /s/Kimberly Larson  
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