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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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RONNIE E. BARRON,

 Plaintiff,

 v.

M. MARTEL et al.,

 Defendants.

CIV. NO. 2:10-1567 WBS DAD P

ORDER

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The Final Pretrial Conference in this case is set for June 8, 2015, at 2:00 p.m. in Courtroom No. 5. The conference shall be attended by at least one of the attorneys who will conduct the trial for each of the parties and by any unrepresented parties.

Counsel for all parties are to be fully prepared for trial at the time of the Pretrial Conference, with no matters remaining to be accomplished except production of witnesses for oral testimony. Fourteen days prior to the scheduled Pretrial Conference, counsel shall file separate pretrial statements. In

1 the pretrial statements, counsel shall address the following
2 matters, under the following captions and in the following order:

3 (1) **Jurisdiction and Venue.** The factual and statutory
4 basis of federal jurisdiction and venue and whether there is any
5 dispute concerning jurisdiction or venue.

6 (2) **Jury / Non-Jury.** Whether the party has demanded a
7 jury trial of all or any of the issues or, if not, whether a
8 demand for jury trial made by any other party is conceded or
9 contested. If the case is to be tried to a jury, the parties
10 shall also prepare a succinct statement of the case, which is
11 appropriate for the court to read to the jury.

12 (3) **Remaining Claims.** A list of the remaining claims
13 as against each defendant and any remaining affirmatively pled
14 defenses thereto.

15 (4) **Trial Estimate.** The estimated number of trial
16 days.

17 (5) **Dispositive Motions.** A plain, concise statement
18 that identifies every non-discovery motion that has been made to
19 the court and its resolution.

20 (6) **Relief Sought.** The elements of monetary damage, if
21 any, and the specific nature of any other relief sought.

22 (7) **Witnesses.** A list (names and addresses) of all
23 prospective witnesses, whether offered in person or by deposition
24 or interrogatory, designating those who are expert witnesses.
25 Only witnesses so listed will be permitted to testify at the
26 trial, except as may be otherwise provided in the pretrial order.

27 (8) **Exhibits - Schedules and Summaries.** A list of
28 documents or other exhibits that the party expects to offer at

1 trial. Only exhibits so listed will be permitted to be offered
2 at trial except as may be otherwise provided in the pretrial
3 order.

4 (9) **Discovery Documents.** A list of all portions of
5 depositions, answers to interrogatories, and responses to
6 requests for admission that the party expects to offer at trial.

7 (10) **Further Discovery or Motions.** Any requests for
8 further discovery or pretrial motions.

9 (11) **Stipulations.** Any stipulations requested or
10 offered for pretrial or trial purposes.

11 (12) **Amendments - Dismissals.** Any requested amendments
12 to pleadings, dismissals, additions or substitutions of parties,
13 or dispositions as to defaulting parties.

14 (13) **Settlement Negotiations.** A statement whether
15 settlement negotiations between parties and/or a court settlement
16 conference would be helpful.

17 (14) **Attorneys' Fees.** A statement whether attorneys'
18 fees are sought and the time and manner in which they are to be
19 ascertained.

20 (15) **Trial Exhibits.** Any special handling of trial
21 exhibits and a statement of advisability of court retention of
22 exhibits pending appeal decision.

23 (16) **Miscellaneous.** Any other appropriate comments,
24 suggestions, or information that might aid in the disposition of
25 the action, including the identification of any writs necessary
26 to ensure the presence of plaintiff or witnesses at trial and any
27 matters set forth in Federal Rule of Civil Procedure 16(c).


28 Upon filing the Pretrial Statement, counsel shall also

1 email an electronic copy in Word to the undersigned's courtroom
2 deputy, Karen Kirksey Smith, at KKirkseySmith@caed.uscourts.gov.

3 The trial is set for August 11, 2015, at 9:00 a.m.

4 IT IS SO ORDERED.

5 Dated: January 27, 2015

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7 **WILLIAM B. SHUBB**
8 **UNITED STATES DISTRICT JUDGE**
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