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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

DOUGLAS C. DUIN,)	
)	2:10-cv-02150-GEB-EFB
Plaintiff,)	
)	
v.)	<u>ORDER AMENDING STATUS</u>
)	<u>(PRETRIAL SCHEDULING) ORDER,</u>
DALE ELAINE McCORMICK; ESTATE OF)	<u>CONTINUING FINAL PRETRIAL</u>
ROBERT A. McCORMICK, deceased;)	<u>CONFERENCE,</u>
JOHN G. STEFFES,)	
)	
Defendants.)	
_____)	

The parties filed a Joint Pretrial Statement on February 20, 2012 ("JPS"), in which they "request that this Court order that [related action Allstate Insurance Company v. John Steffes, et al., 2:11-cv-00249] be tried first, to be followed by [this action] at a later date, which is mutually convenient to the court and counsel." (JPS, 2:14-17.) This request is denied.¹

The parties also request in the JPS that "[i]f the Court does not agree to change the order of the trials . . . discovery be re-opened for the limited purpose of allowing previously disclosed experts to be deposed[; i]n this circumstance, the parties request an expert discovery deadline date of April 20, 2012." Id. at 5:9-12. Pursuant to the

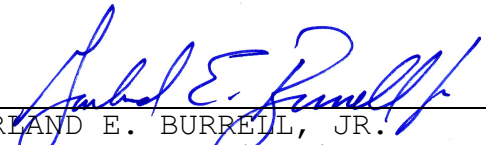
¹ This request is contrary to John Steffes' motion to stay filed in the related action on March 31, 2011, in which Douglas Duin joined. See ECF Nos. 18, 24 filed in action 2:11-cv-00249.

1 parties' request, the depositions of expert witnesses previously
2 disclosed shall be completed² by April 20, 2012.

3 Further, the parties shall file an Amended Joint Pretrial
4 Statement no later than February 27, 2012, which shall address all
5 applicable portions of Local Rule 281(b) and shall set forth each theory
6 of liability ("claim") and affirmative defense which remains to be
7 tried, and the ultimate facts on which each theory/defense is based. The
8 Amended Joint Pretrial Statement shall also address each party's
9 estimated length of trial and how much time each party desires for voir
10 dire, opening statements, and closing arguments.

11 Lastly, the final pretrial conference scheduled for hearing on
12 February 27, 2012, is continued until 1:30 p.m. on March 19, 2012.

13 Dated: February 21, 2012

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GARLAND E. BURRELL, JR.
United States District Judge

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26 ² In this context, "completed" means that all discovery shall
27 have been conducted so that all depositions have been taken and any
28 disputes relative to discovery shall have been resolved by appropriate
orders, if necessary, and, where discovery has been ordered, the order
has been complied with or, alternatively, the time allowed for such
compliance shall have expired.