

1 **DYKEMA GOSSETT LLP**
JOHN M. THOMAS, SBN: 266842
2 jthomas@dykema.com
TAMARA A. BUSH, SBN: 197153
3 tbush@dykema.com
FRED J. FRESARD (*Pro Hac Vice*)
4 ffresard@dykema.com
KRISTA L. LENART (*Pro Hac Vice*)
5 klenart@dykema.com
JANET CONIGLIARO (*Pro Hac Vice*)
6 jconigliaro@dykema.com
BRITTANY J. MOUZOURAKIS (*Pro Hac Vice*)
7 bmouzourakis@dykema.com
333 South Grand Avenue, Suite 2100
8 Los Angeles, California 90071
Telephone: (213) 457-1800
9 Facsimile: (213) 457-1850

10 **ORRICK**
NORMAN HILE, SBN: 57299
11 nhile@orrick.com
400 Capitol Mall, Suite 3000
12 Sacramento, California 95814-4497

13 Attorneys For Defendant
FORD MOTOR CO.

14 **UNITED STATES DISTRICT COURT**
15 **EASTERN DISTRICT OF CALIFORNIA**
16 **SACRAMENTO DIVISION**

17 MARGIE DANIEL, ROBERT McCABE,
18 MARY HAUSER, DONNA GLASS, and
19 ANDREA DUARTE, individually and on behalf
of a class of similarly situated individuals,

20 Plaintiffs,

21 vs.

22 FORD MOTOR COMPANY, a Delaware
corporation,

23 Defendant.
24

Case No. 2:11-cv-02890-WBS –EFB

Honorable William B. Shubb

**STIPULATED SUGGESTED
MODIFICATIONS TO PRETRIAL
ORDER**

1 **STIPULATED SUGGESTED MODIFICATIONS TO PRETRIAL ORDER**

2 Defendant and Plaintiff have conferred telephonically to discuss suggested modifications
3 pursuant to Section XV of the Court’s Final Pretrial Order dated August 15, 2017 [DE #163].
4 Exhibits C and D to the Pretrial Order identify the exhibits Plaintiff and Defendant intend to offer at
5 trial, respectively. Both parties agree that the exhibits listed in Exhibits C and D will likely change
6 as the parties continue to confer in an attempt to reduce the number of exhibits and refine and
7 amend their trial exhibit lists. As such, both parties have agreed to exchange their final trial exhibit
8 lists no later than September 5, 2017, the date of exhibit exchange. Objections to exhibits will
9 remain due on September 8, 2017.
10

11 Also, because both parties recognize that each party will be offering numerous exhibits at
12 trial, the parties agree that for the ease of the Court, the parties, and the jury, it would be more
13 practical to have Plaintiffs’ exhibits identified by the letter “P” placed before the number, and
14 Defendant’s exhibits identified by the letter “D” placed before the number, as opposed to
15 Defendant’s exhibits being labeled solely by letter as instructed in Section VIII.(H).
16

17 Finally, Section X of the Final Pretrial Order requires that on August 23, 2017 (20 days
18 before trial), both parties must file and serve deposition designations and interrogatory answer
19 designations. Section X also requires that on September 5, 2017 (10 days before trial), deposition
20 counter-designations and objections to the other party’s designations are due. The parties have
21 already filed and exchanged deposition designations and counter-designations in their Pretrial
22 Conference Statements, and are conferring in an effort to resolve objections and pare down the
23 amount of video deposition testimony that will be presented at trial. Neither party intends to
24 designate interrogatory answers. Accordingly, the parties request that the August 23rd and
25 September 5th deposition and interrogatory designation filing/serving requirements be waived. The
26 parties will submit their evidentiary objections to deposition counter-designations on September 5,
27
28

1 2017 (5 days before the trial date).

2 Both parties respectfully ask the Court to incorporate these suggested modifications into the
3 Pretrial Order.

4
5 Dated: August 22, 2016

6 Respectfully submitted,
7 DYKEMA GOSSETT LLP

8
9 By: /s/John M. Thomas
10 JOHN M. THOMAS (Bar No. 266842)
11 TAMARA A. BUSH (Bar No. 197153)
12 KRISTA L. LENART (pro hac vice)
13 333 South Grand Avenue, Suite 2100
14 Los Angeles, California 90071
15 Telephone: (213) 457-1800
16 Facsimile: (213) 457-1850

17 FRED J. FRESARD (pro hac vice)
18 39577 Woodward Avenue, Suite 300
19 Bloomfield Hills, Michigan 48304
20 Telephone: (248) 203-0700
21 Facsimile: (855) 233-1801

22 Attorneys for Defendant
23 FORD MOTOR COMPANY

24
25 /s/John B. Thomas
26 (as authorized on August 22, 2017)
27 John B. Thomas
28 Hicks Thomas LLP

J. Allen Carney
Hank Bates
Carney Bates & Pulliam, PLLC

Attorneys for Plaintiff MARGIE DANIEL

29 SO ORDERED.

30 Dated: August 22, 2017



31 WILLIAM B. SHUBB
32 UNITED STATES DISTRICT JUDGE