

Dot de Arco Fox

From: Ajay Krishnan
Sent: Friday, December 29, 2006 1:09 PM
To: Dot de Arco Fox
Subject: FW: Scheduling order

From: Klaus Hamm
Sent: Wednesday, December 27, 2006 2:12 PM
To: Ajay Krishnan
Subject: FW: Scheduling order

From: Michael Page
Sent: Thursday, February 16, 2006 3:02 PM
To: 'Greenspon, Susan'; Rammelt David A.
Cc: Klaus Hamm
Subject: RE: Scheduling order

I'm not sure what you mean; the judge set a December 1 date for hearing of dispositive motions, so those motions have a filing cutoff of October 27. So we need to build a schedule that has the close of expert discovery before that date.

From: Greenspon, Susan [mailto:SGreenspon@KelleyDrye.com]
Sent: Thursday, February 16, 2006 2:55 PM
To: Michael Page; Rammelt David A.
Subject: RE: Scheduling order

Michael:

We would propose that we shorten the time for the cutoff of Expert Discovery to November 15 and thereby also shorten the time between that cutoff date and the cutoff date for filing of dispositive motions in order to accommodate the 4 month extension granted and the Judge's request for a December 1 cutoff date for the dispositive motions. Since Fogel clearly indicated that if more time was needed he would grant an extension of these cutoff dates, if you end up needing more time to prepare your dispositive motion(s), we would not object to such a request and you should be able to get whatever reasonable additional time you need.

Let me know if this is acceptable to you.

Thanks
Susan

Susan J. Greenspon

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-----Original Message-----

From: Michael Page [mailto:MPage@KVN.com]
Sent: Wednesday, February 15, 2006 11:19 AM
To: Rammelt David A.; Greenspon, Susan
Subject: Scheduling order

Are you guys drafting an order on the new case schedule? Fogel was unclear on whether the court would issue one, but my sense is he is expecting one from us. He also introduced some confusion by first saying that everything would be pushed back 4 months, but then shifting gears and setting December 1 as the last hearing date for motions (an extension of 3 months). If we start out extending all deadlines 4 months, we wind up with a last filing date for motions before the close of expert discovery. Let me know how you want to fix this; either by extending everything 3 months or squeezing somewhere in the middle.

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