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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

DEBRA LESTED,

Plaintiff,

v.

ALARIS MEDICAL SYSTEMS, INC.; LIFE
INSURANCE COMPANY OF NORTH
AMERICA; and DOES 1-10, Inclusive,

Defendants.

CASE NO. 08 CV 1495 JM (WMc)

**ORDER:
1) GRANTING JOINT MOTION
and
2) SCHEDULING PRE-TRIAL
BRIEFING**

Doc. No. 11

Pending before the court is the parties' joint motion for a waiver of pre-trial requirements under Civil Local Rules 16.1(f)(4) and (f)(6). (Doc. No. 11.) The parties also seek to vacate the pre-trial conference set for August 21, 2009. The court held a telephonic status conference on August 7, 2009 to address the issues presented in the joint motion.


The court sets the following briefing schedule: 1) Each party shall file and serve a Memorandum of Contentions of Fact and Law no later than **Friday, August 21, 2009**; 2) each party shall file and serve an Opening Trial Brief no later than **Friday, September 11, 2009**; and 3) each party shall file and serve any Responsive Trial Brief no later than **Friday, September 18, 2009**. All briefing shall include precise citations to the administrative record.

The parties' joint motion is hereby **GRANTED**. Accordingly, the parties are not required to abide by Civil Local Rules 16.1(f)(4) and (f)(6) or file a pre-trial order. The pre-trial conference set

1 for August 21, 2009 is hereby **VACATED**. Bench trial in this matter is **SET** for Monday,
2 *September 21, 2009 at 10:00 a.m.* in Courtroom 16.

3 **IT IS SO ORDERED.**

4 DATED: August 10, 2009

5 
6 Hon. Jeffrey T. Miller
United States District Judge

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