

1 2. A list of the causes of action to be tried, referenced to the Complaint [and
2 Counterclaim if applicable]. For each cause of action, the order shall succinctly list the
3 elements of the claim, damages and any defenses. A cause of action in the Complaint
4 [and/or Counterclaim] which is not listed shall be dismissed with prejudice.

5 3(a). A list of each witness counsel actually expect to call at trial with a brief
6 statement, not exceeding four sentences, of the substance of the witnesses' testimony.

7 3(b). A list of each expert witness counsel actually expect to call at trial with a brief
8 statement, not exceeding four sentences, of the substance of the expert witnesses'
9 testimony.

10 3(c). A list of additional witnesses, including experts, counsel do not expect to call
11 at this time but reserve the right to call at trial along with a brief statement, not exceeding four
12 sentences, of the substance of the witnesses' testimony.

13 4(a). A list of all exhibits that counsel actually expect to offer at trial with a
14 one-sentence description of the exhibit.

15 4(b). A list of all other exhibits that counsel do not expect to offer at this time but
16 reserve the right to offer if necessary at trial with a one-sentence description of the exhibit.

17 5. A statement of all facts to which the parties stipulate. This statement shall be
18 on a separate page and will be read to and provided to the jury. The parties are directed to
19 meet with the assigned magistrate judge to work out as many stipulations of fact as possible.

20 6. A list of all deposition transcripts by page and line, or videotape depositions by
21 section, that will be offered at trial.

22 7. In addition to filing proposed jury instructions in accordance with Fed. R. Civ.
23 P. 51 and CivLR 51.1, the parties shall e-mail the proposed instructions in Word or
24 Wordperfect form to Chambers. If a party disagrees with a particular instruction, the party
25 shall submit an alternate instruction.

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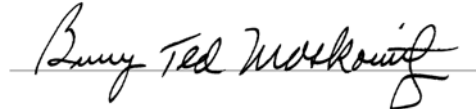
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1 The Court encourages the parties to consult with the assigned magistrate judge to
2 work out any problems in preparation of the proposed pretrial order. The court will entertain
3 any questions concerning the conduct of the trial at the pretrial conference.

4 **IT IS SO ORDERED.**

5 DATED: July 12, 2010

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7 Honorable Barry Ted Moskowitz
8 United States District Judge
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