

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Magistrate Judge Michael J. Watanabe**

**Civil Action No.:** 11-cv-02257-MSK-MJW

FTR - Courtroom A-502

**Date:** November 18, 2011

Courtroom Deputy, Monique Wiles

JAMES F. BLUM

Donald A. Klene

Plaintiff(s),

v.

TOM CLEMENTS

Christopher W. Alber

Defendant(s).

---

**COURTROOM MINUTES / MINUTE ORDER**

---

**HEARING: RULE 16(b) SCHEDULING CONFERENCE**

**Court in session: 8:28 a.m.**

Court calls case. Appearances of counsel.

**It is ORDERED:** Plaintiff's Motion to Amend Scheduling Order [Doc. No. 36, filed 11/11/2011] is **GRANTED**. Parties shall resubmit Scheduling Order, with correction, **on or before November 29, 2011**.

The following will confirm the actions taken and dates set at the scheduling conference held this date:

Joinder of Parties/Amendment to Pleadings: **JANUARY 3, 2012**

Discovery Cut-off: **FEBRUARY 17, 2012**.

Dispositive Motions Deadline: **MARCH 16, 2012**.

Each side shall be limited to two (2) expert witnesses, without further leave of Court.

Parties shall designate experts **on or before DECEMBER 19, 2011**.

Parties shall designate rebuttal experts **on or before JANUARY 19, 2012**.

The disclosure of Experts shall be consistent with Fed. R. Civ. P. 26(a)2(B).

Interrogatories, Requests for Production, and Requests for Admissions shall be served **on or before JANUARY 13, 2012**.

Each side shall be limited to twenty-five (25) Interrogatories, thirty-five (35) Requests for

Production, and twenty-five (25) Requests for Admissions, without leave of Court.

Each side shall be limited to ten (10) depositions plus experts. Each deposition shall be limited to one (1) day of a maximum of seven (7) hours, absent leave of Court. All depositions, fact and expert witnesses, shall be completed **no later than FEBRUARY 17, 2012.**

Parties shall use deposition exhibits numbered in consecutive order, not separated as Plaintiff Exhibits or Defendant Exhibits. Parties shall not use any duplicative exhibits.

**NO SETTLEMENT CONFERENCE** conducted by the Court.

A **Joint Status Report** shall be filed on or before **JANUARY 7, 2012.**

**FINAL PRETRIAL CONFERENCE, TRIAL PREPARATION CONFERENCE, and TRIAL** will be set by the Honorable Marcia S. Krieger at a future date. If this case proceeds to a trial to the Court, the parties anticipate that the trial will last two (2) days. If, however, this case proceeds to a jury trial, the parties anticipate that the trial will last three to four (3-4) days.

● **Parties are directed to [www.cod.uscourts.gov](http://www.cod.uscourts.gov) regarding Judicial Officers' Procedures and shall fully comply with the procedures and Practice Standards of the judicial officer assigned to try this case on the merits.**

Absent exceptional circumstances, no request for rescheduling any appearance in this court will be entertained unless a written request is made five (5) business days in advance of the date of appearance.

**[X]** Scheduling Order is signed and entered with interlineations on November 18, 2011.

HEARING CONCLUDED..

**Court in recess: 8:53 a.m.**

Total in-court time: 25 minutes

To order a transcript of this proceedings, contact Avery Wood Reports (303) 825-6119 or Toll Free 1-800-962-3345.