

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

APRIL 2007 TRIAL CALENDAR

2007 FEB -9 AM 10:00
U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

FILED

The following cases are set for trial during the April 2, 2007 through April 30, 2007 trial term in the United States Courthouse, 2110 First Street, Fort Myers, Florida (Courtroom to be assigned and subject to change based on availability) before the HONORABLE JUDGE PAUL A. MAGNUSON, UNITED STATES SENIOR DISTRICT JUDGE, DISTRICT OF MINNESOTA, pursuant to an inter-circuit assignment.

All Final Pretrial Conferences currently set in the month of March 2007 before the undersigned are hereby CANCELLED. Judge Magnuson will conduct pretrial conferences by video conference for ALL cases on Wednesday, March 21, 2007. Separate Notices will issue at a later date with the specifics, including the location in the Fort Myers United States Courthouse.

The cases are listed in the order in which they will be tried, unless otherwise noted, although experience indicates that at times, cases may be called out of order. For the convenience of counsel, the names of all counsel are furnished so that counsel may keep themselves informed of the progress of the cases listed prior to their own.

EXHIBIT AND WITNESS LISTS (THREE COPIES) SHALL BE FILED WITH THE COURTROOM DEPUTY ON THE FIRST DAY OF TRIAL. All exhibits are to be PREMARKED in accordance with the instructions contained in M.D. Fla. Local Rule 3.07. Plaintiffs shall use a numerical system to mark exhibits, i.e., 1, 2, 3, etc. Defendants shall use an alphabetical system to mark exhibits, i.e., A, B, C, etc. Unless otherwise specified by the Court.

Counsel, if yours is a jury trial, NO LATER THAN ONE (1) WEEK prior to the trial term, PROPOSED VOIR DIRE, JURY INSTRUCTIONS, and VERDICT FORM are to be filed electronically or with the Clerk's Office. Counsel shall also provide courtesy copies NO LATER THAN ONE (1) WEEK prior to the trial term to Judge Magnuson's Chambers at 730 Federal Building, 316 North Robert Street, St. Paul, MN 55101.

Counsel in civil cases are reminded of their obligation to file separate Witness and Exhibit lists (apart from those witnesses and exhibits identified in the Pretrial Statement).

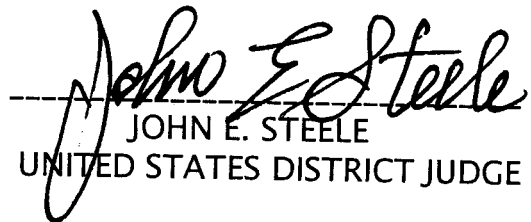
Counsel and pro se parties must advise Judge Magnuson's deputy clerk

immediately of any development which would in any way affect the trial of the case. Deputy Clerk Suzanne Ruiz may be contacted at (651) 848-1156.

Failure to advise the court of any circumstances which result in unnecessary jury costs may, at the Court's discretion, result in such expenses being assessed as a sanction against the offending party and/or counsel.

Counsel are strongly encouraged to participate in the Electronic Filing and Case Management system adopted by the Middle District of Florida. In addition, the courtroom is equipped with evidence presentation equipment and counsel are invited to preview a demonstration of this equipment prior to trial by calling Patrick Totushek, Automation Specialist, at (239) 461-2066.

If you have questions regarding any cases on this calendar, please contact Suzanne Ruiz, Deputy Clerk, at (651) 848-1156 or Libby Figgers, Deputy Clerk, at (239) 461-2005.


JOHN E. STEELE
UNITED STATES DISTRICT JUDGE

February 8, 2007

Distribution:
Senior District Judge Paul A. Magnuson
District Judge John E. Steele
Magistrate Judge Douglas N. Frazier
Magistrate Judge Sheri Polster Chappell
All Counsel of Record listed herein
U.S. Marshal
Interpreter Coordinator
Jury Clerk
L. Figgers
B. Alexander

CASE NO. 1

2:05-cv-90-FtM-99SPC

BENCH TRIAL

DANIEL W. MCMAHON

PRO SE
239-353-3794

v.

HEALTH MGMT. ASSOCS., INC.

JOSEPH DEE STEWART
239-775-4450, EXT. 1
WILLIAM A. DONOVAN
239-793-0013

CASE NO. 2

2:05-cv-231-FtM-99SPC

BENCH TRIAL

RALPH SEPULVEDA, SR., as personal
representative of the Estate of Patricia
E. Sepulveda, deceased

GEORGE CHESTER BEDELL, III
727-823-9100

v.

UNITED STATES OF AMERICA

JOHN F. RUDY, III, AUSA
813-274-6319
SCOTT DRIGGS
TANGLA L. FUDGE-BERNAL

CASE NO. 3

2:05-cv-256-FtM-99SPC

JURY TRIAL

NAMON EMBLER, JAMES EMBLER

RICHARD B. CELLAR/KELLY AMRITT
954-318-0268

v.

WALKER ELEC. SYS. OF FLA., INC.,
and JAMES WALKER

ROGER G. McMORROW
239-434-6500 EXT. 202

CASE NO. 4

2:05-cv-263-FtM-29SPC

JURY TRIAL

ALEX ZIVOJINOVICH, ET AL.

MICHAEL McDONNELL
239-434-7711

v.

FRANK BARNER, ET AL.

JUDITH M. MERCIER
REBECCA J. MARTEL
407-425-8500

JASON LEE SCARBERRY
KARMA DICKENS
RICHARD A. GIUFFREDA
954-462-3200

CASE NO. 5 ***PROTECTED APRIL 2-16, 2007***

2:05-cv-306-FtM-29DNF

JURY TRIAL

EEOC

MARIA K. BOEHRINGER
305-808-1790
NORA ELLEN CURTIN
305-808-1789

v.

STOCK BUILDING SUPPLY, INC.

A. TODD BROWN
JACQUELINE M. YOUNT
704-378-4700

JUAN C. ENJAMIO
305-810-2500

CASE NO. 6

2:05-cv-318-FtM-29SPC

BENCH TRIAL

TECHTRON CORP., ET AL.

CATHY S. REIMAN
239-649-2729
DAVID J. MOLTON
212-209-4822
PAM ELLEN HUDSON

v.

JOHN J. PIRET

BURT L. SAUNDERS
813-273-5000
MICHAEL A. SEXTON
404-876-2700
RICHARD E. MITCHELL
TREVOR B. ARNOLD
407-843-8880
THOMAS A. GENTILE
212-373-3310

CASE NO. 7

2:05-cv-421-FtM-99SPC

JURY TRIAL

DENISE L. BLANTON

SAMUEL C. GOLD
239-263-2060

v.

UNIVERSITY OF FLORIDA

WILLIAM OGDEN KRATOCHVIL
239-337-7787

CASE NO. 8

2:05-cv-469-FtM-29SPC

JURY TRIAL

NAVIX IMAGING, INC.

JEFFREY ALLAN HIRSCH
954-765-0500

v.

LEXINGTON INS. CO.

DONNA M. WILSON-SAMPSON
DANIEL M. McNALIS
561-588-3000

CASE NO. 9

2:05-cv-553-FtM-29DNF

JURY TRIAL

PETER DAVIDSON

MICHAEL McDONNELL
COLLEEN J. MacALISTER
239-434-7711

v.

PAUL BOLIEK, R. STEWARD

SUMMER M. BARRANCO
954-462-3200, EXT. 107

ESTATE OF CRAIG MARSHALL

LORNA J. SCHARLACKEN
239-598-2295

CASE NO. 10

2:05-cv-598-FtM-99DNF

JURY TRIAL

GREG W. STAKEY

HUGH L. KOERNER
954-522-1235

v.

AMY STANFORD, ET AL.,

RICHARD A. GIUFFREDA
954-462-3200, EXT. 104

CASE NO. 11

2:06-cv-44-FtM-29SPC

BENCH TRIAL

SCOTT STRAUB

STEPHEN M. NITZ
954-966-2483

v.

CITY OF FORT MYERS BEACH

DENISE L. WHEELER
239-334-7892

CASE NO. 12

2:06-cv-131-FtM-99DNF

JURY TRIAL

BERNANDO PONCE

CARLOS V. LEACH
407-420-1414

v.

D. STARRETT, INC.

RICHARD D. SPARKMAN
239-586-9011

CASE NO. 13

2:06-cv-147-FtM-99SPC

JURY TRIAL

PHILLIP WILSON & LINDA WILSON

EDRICK E. BARNES
JENE P. WILLIAMS-RHOADS
561-616-3333

v.

TIME INS. CO.

ANTHONY HARRIS PELLE
EMMET J. SCHWARTZMAN
305-530-0050

CASE NO. 14

JURY TRIAL

2:06-cv-244-FtM-29DNF

JURY TRIAL

FREDERICK BUECHEL

BOB G. FREEMON
GARY LEE MILLER
813-253-3600

v.

AMERICAN HOME ASSURANCE CO.

CAROL ARMENTHA DeGRAFFENREIDT
DANIEL M. McNALIS
DONNA M. WILSON-SAMPSON
STEVEN C. TEEBAGY
561-588-3000

CASE NO. 15

2:04-cv-47-FtM-99SPC

JURY TRIAL

WHITNEY INFO. NETWORK, INC.

CHRISTINA MARIE KITTERMAN
954-315-7228
CHRISTOPHER C. SHARP
SCOTT W. ROTHSTEIN
SHAWN L. BIRKEN
MICHAEL A. PANCIER
STUART A. ROSENFELDT
SUSAN L. DOLIN
954-522-3456
MATTHEW S. SACKEL
954-990-3816

v.

XCENTRIC VENTURES, LLC, ET AL

MICHAEL L. GORE
407-835-6755
BRIAN J. STACK
305-371-0001

CASE NO. 16

2:04-cv-341-FtM-99DNF

JURY TRIAL

ROSEMARY B. WAY

ANN T. FRANK
239-793-5353

v.

JOHN E. POTTER, POSTMASTER GENERAL
UNITED STATES POSTAL SERVICE

JOHN F. RUDY, III, AUSA
813-274-6319
DOUGLAS MOLLOY, AUSA
239-461-2200