

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

MICAH FIALKA-FELDMAN,

Plaintiff,

Case Number 08-CV-14922

Hon. Patrick J. Duggan

v.

**OAKLAND UNIVERSITY BOARD
OF TRUSTEES, GARY D. RUSSI, MARY BETH
SNYDER, and LIONEL MATEN, in their
official capacities,**

Defendants.

MICHIGAN PROTECTION &
ADVOCACY SERVICE, INC.
Chris E. Davis (P52159)
Gabrielle S. Frampton (P59499)
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Livonia, MI 48152
Phone: (248) 473-2990
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Attorney for Plaintiff

BUTZEL LONG, a professional
corporation
By: Robert A. Boonin (P38172)
350 S. Main Street, Suite 300
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(734) 995-3110
Attorneys for Defendants
boonin@butzel.com

DEFENDANTS' FIRST AMENDMENT TO WITNESS LIST

Defendants Oakland University Board of Trustees, Gary D. Russi, Mary Beth Snyder and Lionel Maten, in their official capacities, by their attorneys, Butzel Long, a professional corporation, in accordance with Rules 26(a)(2)(A) and 26(a)(2)(C) of the Federal Rules of Civil Procedure, hereby amend their Witness List to identify the following expert witness:

Professor John H. Schuh
1706 Amherst Drive
Ames, IA 50014

Professor Schuh's Report and other information required by Rule 26(a)(2)(B) of the Federal Rules of Civil Procedure are being provided to Plaintiff's counsel forthwith.

BUTZEL LONG, a professional corporation

By: /s/ Robert A. Boonin

Robert A. Boonin (P38172)

Regan K. Dahle (P53975)

350 S. Main St., Suite 300

Ann Arbor, MI 48104

(734) 995-3110

Attorneys for Defendants

Dated: October 14, 2009

Certificate of Service

I, Robert A. Boonin, hereby certify that on August 31, 2009, I electronically filed Defendant's First Amendment to Witness List with the Clerk of the court using the ECF system, which will send notification of such filing to the following counsel of record, and I also served copy of Defendant's First Amendment to Witness List, along with the Report and Vita of the expert witness identified therein, to the following counsel by first class mail and e-mail:

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Attorneys for Plaintiff

Respectfully submitted,

BUTZEL LONG, a professional corporation

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Dated: October 14, 2009