

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

INITIAL PRETRIAL CONFERENCE

Ellerbrock Family Trust et al.,
Plaintiffs,
v.

McGladrey & Pullen
Defendant.

COURT MINUTES
Case Number: CV 08-5370 JRT/FLN

Date: January 16, 2009
Court Reporter: n/a
Time Commenced: 8:55 a.m.
Time Concluded: 9:10
Time in Court: 15 Minutes

Pretrial Conference before Franklin L. Noel, United States Magistrate Judge, at Minneapolis, Minnesota.

APPEARANCES:

For Plaintiff: Geoffrey Jarpe; Jessica Karich

For Defendant: Steven Farina; Katherine Turner; Peter Koller

A. DESCRIPTION OF THE CASE

1. Nature of the case: Professional negligence claim against accounting firm

2. Legal and factual issues:

a) Liability: _____

b) Damages: Plaintiff seeks money damages

B. THE PLEADINGS

1. All filed? yes

a. Anticipated amendments? maybe

b. Additional parties? maybe

2. Jury demand:

a. yes no

b. Any issue with respect to jury demand? _____

3. Amend Pleadings:

a. Add parties/claims/defenses 5/15/09

b. Punitive damages motion _____

C. DISCOVERY

1. Limitations on Discovery:

a) Interrogatories 50

b) Depositions 40 deposition days as described in Rule 26(f) report

c) Requests for Admission 75

d) Document Requests 150

e) Rule 35 Medical Exam _____

f) Other _____

2. Pre-Discovery Disclosures _____

3. Discovery cut-off 12/1/09

4. Other deadlines _____

5. Experts: YES NO

a. Identity
Plaintiff 9/1/09 Defendant 10/1/09

b. Substance of Testimony
Plaintiff 12/18/09 Defendant 1/22/10

c. Depositions; Number 3-4; Date 3/1/10

D. MOTIONS

1. Non-dispositive class certification motion: 9/1/09
All other non-dispositive motions shall be filed and served by 3/1/10
2. Dispositive 5/1/10

E. TRIAL READINESS

- a. Estimated Trial Time: 2-3 weeks
- b. Trial Ready Date: 7/1/10

s/Franklin L. Noel
U. S. Magistrate Judge