

1 The plaintiff's exhibit list includes over 119 exhibits. It is nearly impossible to use that
2 many exhibits in a four-to-five-day trial. It appears the plaintiff simply listed every document he
3 could think of, without considering whether each is relevant and persuasive to the claims and
4 defenses involved at trial.

5 As I stated in my prior order, Local Rules 16-3 and 16-4 are designed to streamline trial
6 preparation and presentation, and to foster settlement. The parties cannot simply wait to make
7 trial decisions until the eve of trial. Nor may the parties simply list every document that has been
8 produced in the case. Such tactics prevent full participation in settlement discussions and
9 deprive the other side the ability to efficiently prepare for trial. The parties continue to ignore
10 Local Rule 16-3 and my prior order. I will give the parties one final chance to discuss and
11 submit a proper Joint Pretrial Order. The failure to do so, or continued violations of the rules and
12 my orders, may result in sanctions, including dismissal of the plaintiff's claims and the
13 defendants' defenses, as well as sanctions against parties and counsel.

14 I THEREFORE ORDER that the parties' Joint Pretrial Order (**ECF No. 121**) is
15 **REJECTED**. The parties shall confer as required in Local Rule 16-3 and submit a Joint Pretrial
16 Order that complies with Local Rules 16-3 and 16-4 by **December 10, 2021**.

17 DATED this 27th day of October, 2021.



18 ANDREW P. GORDON
19 UNITED STATES DISTRICT JUDGE
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