

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

<b>OWNER-OPERATOR INDEPENDENT</b>	:	
<b>DRIVERS ASSOCIATION, CARL HARP</b>	:	
<b>and MICHAEL WISE, as Representatives</b>	:	
<b>of the Class and THE CERTIFIED CLASS</b>	:	
<b>OF OWNER-OPERATORS, Case No.</b>	:	
<b>C2-97-740 United States District Court</b>	:	
<b>for the Southern District of Ohio,</b>	:	
	:	
	:	
<b>Plaintiffs,</b>	:	
	:	<b>Case No. 05 -CV-0056</b>
<b>v.</b>	:	
	:	<b>JUDGE ALGENON L. MARBLEY</b>
<b>COMERICA BANK,</b>	:	<b>Magistrate Judge King</b>
	:	
	:	
<b>Defendant.</b>	:	

**ORDER**

This matter is before the Court by way of a telephonic status conference that was held on Friday, September 9, 2011. Based on the representation of counsel, the Court has amended the scheduling order to reflect the following.

**Summary:**

- September 12, 2011                      Motions in limine, pretrial motions, designation of deposition portions, witness statements, stipulations, and exhibit lists.
- September 16, 2011                      Defendant's supplemental exhibit list for additional documents contained in Plaintiff's new production only are due.
- September 19, 2011                      Memoranda contra pretrial motions or motions in limine, objections to deposition designations, and final pretrial order.
- September 23, 2011                      Objections to supplemental exhibit list are due.
- September 26, 2011                      Final pretrial conference **at 10:30 a.m.** in chambers, 85 Marconi Boulevard, Room 319, Columbus, Ohio, submission of trial briefs.

September 28, 2011                    Designations of deposition testimony of witnesses deposed after September 21, 2011 due by **5:00 p.m.** Motions for leave to file additional motions in limine for new issues arising from depositions taken after September 21, 2011 only due by **5:00 p.m.** **Proposed additional motions in limine to be attached as exhibit to the motions for leave to file.**

September 30, 2011                    Responses to additional motions in limine due by **5:00 p.m.**

October 3, 2011                        Bench Trial - opening statements and presentation of evidence.

This order supersedes all previous orders in this case to the extent previous orders are inconsistent with this order.

The parties shall address questions about this order to the Court's Law Clerk, Robert Haferd, at 614-719-3262, by way of a telephone conference with counsel for all parties participating, or with fewer than all counsel participating with express permission of non-participating counsel.

**IT IS SO ORDERED.**

s/Algenon L. Marbley  
**ALGENON L. MARBLEY**  
**UNITED STATES DISTRICT JUDGE**

**DATED: September 12, 2011**