

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CITY OF SEATTLE, a first-class charter
city,

Plaintiff,

v.

THE PROFESSIONAL BASKETBALL
CLUB, LLC, an Oklahoma limited liability
company,

Defendant.

No. C07-1620 MJP

STIPULATED SCHEDULING ORDER
[PROPOSED]

STIPULATION

Pursuant to the Scheduling Conference held in this matter on January 29, 2008,
plaintiff City of Seattle and defendant The Professional Basketball Club, by and through their
counsel of record, do hereby stipulate to entry of the subjoined Order.

DATED this 7th day of February, 2008.

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STIPULATED SCHEDULING ORDER
[PROPOSED] - 1

Case No. C07-1620 MJP

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1 **Stipulated to and presented by:**

2 THOMAS A. CARR
3 Seattle City Attorney

4 By: /s/ Gregory C. Narver
5 Gregory C. Narver, WSBA No. 18127
6 Assistant City Attorney
7 Attorney for Plaintiff City of Seattle

8 KIRKPATRICK & LOCKHART
9 PRESTON GATES & ELLIS, LLP

10 By: /s/ Michelle Jensen
11 Slade Gorton, WSBA No. 20
12 Paul J. Lawrence, WSBA No. 13557
13 Jeffrey Johnson, WSBA No. 23066
14 Jonathan Harrison, WSBA No. 31390
15 Michelle Jensen, WSBA No. 36611
16 Attorneys for Plaintiff City of Seattle

17 BYRNES & KELLER LLP

18 By: /s/ Paul R. Taylor
19 Bradley S. Keller, WSBA No. 10665
20 Paul R. Taylor, WSBA No. 14851
21 Steven C. Minson, WSBA No. 30974
22 Attorneys for Defendant The Professional Basketball Club, LLC

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STIPULATED SCHEDULING ORDER
[PROPOSED] - 2

Case No. C07-1620 MJP

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STIPULATED ORDER
[PROPOSED]

The Court, being fully advised on this matter and having considered the above stipulation, HEREBY ORDERS:

- (1) trial in this matter is scheduled for June 16, 2008;
- (2) trial will consist of a bench trial of 6 days, with each side entitled to one half of the time "on the clock;"
- (3) no dispositive motions will be filed in this matter;
- (4) any discovery disputes will be brought before the Court, either telephonically or pursuant to the joint procedure set forth in Local Civil Rule CR 37(a)(2)(B);
- (5) each side is allowed eleven (11) depositions, including experts, but not including records depositions of third parties in response to records subpoenas;
- (6) deadline for adding additional parties is April 24, 2008;
- (7) fact discovery closes on April 30, 2008;
- (8) expert disclosures are due on May 9, 2008;
- (9) rebuttal disclosures are due on May 23, 2008;
- (10) expert discovery closes on June 6, 2008;
- (11) plaintiff will serve its pretrial statement on defendant on or before May 23, 2008;
- (12) defendant will serve its pretrial statement on plaintiff on or before May 29, 2008;
- (13) the parties' agreed pretrial order will be lodged with the Clerk of Court on or before June 3, 2008;
- (14) the Pretrial Conference is scheduled for June 6, 2008 at 1:30 p.m.; and
- (15) trial briefs and proposed findings of fact and conclusions of law are due June

STIPULATED SCHEDULING ORDER
[PROPOSED] - 3

Case No. C07-1620 MJP

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1 11, 2008.

2 **IT IS SO ORDERED.**

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5 DATED this ____ day of February, 2008.

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8 JUDGE MARSHA J. PECHMAN
9 UNITED STATES DISTRICT COURT
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STIPULATED SCHEDULING ORDER
[PROPOSED] - 4

Case No. C07-1620 MJP

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