

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

## PACIFIC INTER-MOUNTAIN DISTRIBUTION, LLC,

Plaintiff,

V.

JOHN VERMILLION, *et al.*,

## Defendants.

Case No. C17-1435RSL

**SECOND AMENDED ORDER  
SETTING TRIAL DATE &  
RELATED DATES**

TRIAL DATE	May 6, 2019
Deadline for amending pleadings	November 7, 2018
Reports from expert witnesses under FRCP 26(a)(2) due	November 7, 2018
All motions related to discovery must be noted on the motion calendar no later than the Friday before discovery closes pursuant to LCR 7(d) or LCR 37(a)(2)	
Discovery completed by	January 6, 2019
Settlement conference held no later than	January 20, 2019
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see LCR 7(d)(3))	February 5, 2019
All motions in limine must be filed by and noted on the motion calendar no earlier than the <u>second</u> Friday thereafter. Replies will be accepted.	April 8, 2019

SECOND AMENDED ORDER SETTING TRIAL DATE & RELATED DATES - 1

1 Agreed pretrial order due April 24, 2019  
2 Pretrial conference to be scheduled by the Court  
3 Trial briefs, proposed voir dire questions, proposed jury May 1, 2019  
instructions, and trial exhibits due  
4 Length of Trial: 7 days Jury  
5

6 These dates are set at the direction of the Court after reviewing the "Stipulated Motion  
7 and [Proposed] Order to Continue Trial Date and Related Deadlines." Dkt. # 26. All other dates  
8 have already passed or are specified in the Local Civil Rules. If any of the dates identified in this  
9 Order or the Local Civil Rules fall on a weekend or federal holiday, the act or event shall be  
10 performed on the next business day. These are firm dates that can be changed only by order of  
11 the Court, not by agreement of counsel or the parties. The Court will alter these dates only upon  
12 good cause shown; failure to complete discovery within the time allowed is not recognized as  
13 good cause.

14 If the trial date assigned to this matter creates an irreconcilable conflict, counsel must  
15 notify Teri Roberts, the judicial assistant, at 206-370-8810 within 10 days of the date of this  
16 Order and must set forth the exact nature of the conflict. A failure to do so will be deemed a  
17 waiver. Counsel must be prepared to begin trial on the date scheduled, but it should be  
18 understood that the trial may have to await the completion of other cases.

19 The settlement conference conducted between the close of discovery and the filing of  
20 dispositive motions requires a face-to-face meeting or a telephone conference between persons  
21 with authority to settle the case. The settlement conference does not have to involve a third-  
22 party neutral.

23 **ALTERATIONS TO ELECTRONIC FILING PROCEDURES AND LOCAL RULES**

24 Information and procedures for electronic filing can be found on the Western District of  
SECOND AMENDED ORDER SETTING TRIAL DATE & RELATED  
DATES - 2

1 Washington's website at [www.wawd.uscourts.gov](http://www.wawd.uscourts.gov). *Pro se* litigants may file either  
2 electronically or in paper form. The following alterations to the Electronic Filing Procedures  
3 apply in all cases pending before Judge Lasnik:

4 – Alteration to LCR 10(e)(9) - Effective July 1, 2014, the Western District of  
5 Washington will no longer accept courtesy copies in 3-ring binders. All courtesy copies must be  
6 3-hole punched, tabbed, and bound by rubber bands or clips. If any courtesy copies are delivered  
7 to the intake desk or chambers in 3-ring binders, the binders will be returned immediately. This  
8 policy does **NOT** apply to the submission of trial exhibits.

9 – Alteration to Section III, Paragraph M of the Electronic Filing Procedures - Unless the  
10 proposed order is stipulated, agreed, or otherwise uncontested, the parties need not e-mail a copy  
11 of the order to the judge's e-mail address.

12 – Pursuant to LCR 10(e)(10), all references in the parties' filings to exhibits should be as  
13 specific as possible (*i.e.*, the reference should cite the specific page numbers, paragraphs, line  
14 numbers, etc.). All exhibits must be marked to designate testimony or evidence referred to in the  
15 parties' filings. Filings that do not comply with LCR 10(e) may be rejected and/or returned to  
16 the filing party, particularly if a party submits lengthy deposition testimony without highlighting  
17 or other required markings.

18 – Alteration to LCR 7(d)(4) - Any motion *in limine* must be filed by the date set forth  
19 above and noted on the motion calendar no earlier than the second Friday thereafter. Any  
20 response is due on or before the Wednesday before the noting date. Parties may file and serve  
21 reply memoranda, not to exceed nine pages in length, on or before the noting date.

22 **PRIVACY POLICY**

23 Pursuant to Federal Rule of Civil Procedure 5.2 and LCR 5.2, parties must redact the

1 following information from documents and exhibits before they are filed with the court:

2 \* Dates of Birth - redact to the year of birth

3 \* Names of Minor Children - redact to the initials

4 \* Social Security Numbers and Taxpayer Identification Numbers - redact in their entirety

5 \* Financial Accounting Information - redact to the last four digits

6 \* Passport Numbers and Driver License Numbers - redact in their entirety

7 All documents filed in the above-captioned matter must comply with Federal Rule of

8 Civil Procedure 5.2 and LCR 5.2.

#### 9 COOPERATION

10 As required by LCR 37(a), all discovery matters are to be resolved by agreement if  
11 possible. Counsel are further directed to cooperate in preparing the final pretrial order in the  
12 format required by LCR 16.1, except as ordered below.

#### 13 TRIAL EXHIBITS

14 The original and one copy of the trial exhibits are to be delivered to chambers five days  
15 before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the  
16 Clerk's Office. The Court hereby alters the LCR 16.1 procedure for numbering exhibits:  
17 plaintiff's exhibits shall be numbered consecutively beginning with 1; defendant's exhibits shall  
18 be numbered consecutively beginning with 500. Duplicate documents shall not be listed twice:  
19 once a party has identified an exhibit in the pretrial order, any party may use it. Each set of  
20 exhibits shall be submitted in a three-ring binder with appropriately numbered tabs.

#### 21 SETTLEMENT

22 Should this case settle, counsel shall notify the Deputy Clerk, Kerry Simonds at 206-370-  
23 8519, as soon as possible. Pursuant to LCR 11(b), an attorney who fails to give the Deputy

1 Clerk prompt notice of settlement may be subject to such discipline as the Court deems  
2 appropriate.

3

4 Dated this 27th day of July, 2018.

5 Robert S. Lasnik  
6 Robert S. Lasnik  
7 United States District Judge