

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CV 2002-007342

03/27/2003

HONORABLE J. RICHARD GAMA

CLERK OF THE COURT  
K. Ballard  
Deputy

FILED: 04/02/2003

JOHN RABB

MARK P BREYER

v.

NEILA READY, et al.

ROGER F PANNETON

ALTERNATIVE DISPUTE  
RESOLUTION - CCC

INACTIVE CALENDAR

9:19 a.m. This is the time set for Pretrial/Scheduling Conference regarding Plaintiff's Motion to Set. Present on behalf of the Plaintiff is Mark P. Breyer. Present on behalf of the Defendants is Roger F. Panneton.

Court reporter, Michele Sink, is present.

The status of discovery is discussed.

Based upon the foregoing,

IT IS ORDERED setting this matter for a Status Conference on **July 25, 2003 at 9:00 a.m.** in this division:

Honorable J. Richard Gama  
Judge of the Superior Court, Maricopa County  
101 West Jefferson  
East Court Building, 6<sup>th</sup> Floor  
Courtroom/Suite 611  
Phoenix, Arizona  
602-506-1245

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The status of discovery will be discussed at the Status Conference, as well as a trial setting, if appropriate. Counsel are advised that if they are ready for trial prior to the conference date, counsel may file a Motion to Set and True Certificate of Readiness consistent with Rule 11.

IT IS FURTHER ORDERED continuing this matter on the Inactive Calendar for dismissal until **July 25, 2003** without further noticed unless prior to said date, a Judgment is entered or filed, a Stipulation for Dismissal is submitted, or a Motion to Set and True Certificate of Readiness is filed in this matter.

IT IS FURTHER ORDERED that the parties shall meet at least 7 days prior to the date set for Status Conference and prepare and draft a Joint Pretrial Memorandum which shall be submitted to the Court no later than 3 days prior to the Status Conference meeting.

IT IS FURTHER ORDERED that the parties shall disclose expert witnesses as follows:

- All expert witnesses shall be simultaneously disclosed within 60 days of today's date (due: **May 26, 2003**);
- All rebuttal experts within 90 days of today's date (due: **June 25, 2003**); however, Defendants shall have through and including July 1, 2003 within which to name an IME expert witness; and
- All lay witnesses shall be disclosed within 90 days of today's date (due: **June 25, 2003**).

IT IS FURTHER ORDERED referring this matter to the Court's Alternative Dispute Resolution Office for the appointment of a Judge *Pro Tempore* to conduct a settlement conference. Counsel and/or the parties are instructed that ADR will not set the settlement conference and therefore they should not contact the office of ADR. Counsel and/or the parties will be notified by ADR by minute entry upon the appointment of a Judge *Pro Tempore* and at that time should contact the appointed Judge *Pro Tempore* to arrange the time and location for the settlement conference. The Judge *Pro Tempore* is requested to conduct a settlement conference at a time convenient to the parties, but not before discovery is essentially completed and/or the parties have an informed appraisal of each other's respective claims and defenses.

**All counsel and their clients, or non-lawyer representatives who have full and complete authority to settle this case, shall personally appear and participate in good faith in this settlement conference even if no settlement is expected.**

9:29 a.m. Matter concludes.