

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WIZARDS OF THE COAST LLC,
Plaintiff(s),
v.
THOMAS PATRICK NOLAN, et al.,
Defendant(s).

Case No. 2:09-cv-00459-TSZ

MINUTE ORDER SETTING TRIAL
DATE AND RELATED DATES

BENCH TRIAL DATE	SEPTEMBER 7, 2010
Length of Trial	3 days
Deadline for joining additional parties	12/04/2009
Deadline for amending pleadings	03/11/2010
Disclosure of expert testimony under FRCP 26(a)(2)	03/11/2010
All motions related to discovery must be filed by and noted on the motion calendar no later than the third Friday thereafter (see CR7(d))	04/12/2010
Discovery completed by	05/10/2010
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see CR7(d))	06/09/2010
Settlement conference per CR 39.1(c)(2) held no later than	07/09/2010

1	Mediation per CR 39.1(c)(3) held no later than	08/09/2010
2	All motions in limine must be filed by	08/10/2010
3	and noted on the motion calendar for three	
4	judicial days before the pretrial conference;	
5	responses shall be due on the noting date;	
6	no reply shall be filed unless requested	
7	by the Court	
8	Agreed pretrial order due	08/26/2010
9	Pretrial conference to be held at 03:00 PM on	AUGUST 30, 2010
10	Trial briefs and proposed findings of fact and	
11	conclusions of law, and designations	
12	of deposition testimony pursuant	
13	to CR 32(e)	09/02/2010

14 These dates are set at the direction of the Court after reviewing the joint
15 status report and discovery plan submitted by the parties. All other dates are
16 specified in the Local Civil Rules. If any of the dates identified in this Order
17 or the Local Civil Rules fall on a weekend or federal holiday, the act or
18 event shall be performed on the next business day. These are firm dates that can
19 be changed only by order of the Court, not by agreement of counsel or parties. The
20 Court will alter these dates only upon good cause shown: failure to complete
21 discovery within the time allowed is not recognized as good cause.

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

25 The original and one copy of the trial exhibits are to be delivered to the
26 courtroom the morning of the trial. Each exhibit shall be clearly marked. Plaintiff's
exhibits shall be numbered consecutively beginning with 1; defendant's exhibits
shall be numbered consecutively beginning with A-1. Duplicate documents shall
not be listed twice: once a party has identified an exhibit in the pretrial order,
any party may use it. Each set of exhibits shall be submitted in a three-ring
binder with appropriately numbered tabs.

Counsel must be prepared to begin trial on the date scheduled, but it should
be understood that the trial may have to await the completion of other cases.

Should this case settle, counsel shall notify Claudia Hawney as soon as
possible.

1 A copy of this Minute Order shall be mailed to all counsel of record.
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3 DATED: July 1, 2009
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5 s/ Claudia Hawney
6 Judicial Assistant/Deputy Clerk to
7 Hon. Thomas S. Zilly, United States District Judge
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MINUTE ORDER DESIGNATING
CASE FOR MEDIATION

The Court finds this case is appropriate for mediation under Local Rule CR 39.1. The parties are directed to conduct mediation upon completion of discovery as hereinafter provided.

IT IS ORDERED that the parties exchange written demands for settlement and that counsel meet and discuss settlement within six months of this Order.

IT IS ORDERED that the mediator be selected by the cutoff date for completion of discovery. The parties are advised that the Court's home page at www.wawd.uscourts.gov contains a roster of approved mediators and their profiles. This information is also available for viewing in Seattle and Tacoma at the intake counter of the Clerk's Office. Counsel are directed to file with the Court the name of the one is selected. The mediation will be conducted at such time or times as the mediator may determine. Mediation shall be completed no later than

1 thirty (30) days prior to the trial date. The parties are strongly encouraged
2 to mediate prior to completion of discovery.

3 The Clerk of the Court is directed to send a copy of this Order to all
4 counsel of record.

5 DATED: July 1, 2009

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7 s/ Claudia Hawney
8 Judicial Assistant/Deputy Clerk to
9 Hon. Thomas S. Zilly, United States District Judge
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