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SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

KIMBERLY HEROLD, an individual;

Plaintiff,

vs.

MARY ALLRED and JOHN ALLRED, a
married couple; and BETTY BERAN and
WILLIAM BERAN, a married couple;

Defendants.

Case No. CV2017-052810

SCHEDULING ORDER

Upon consideration of the parties' Joint Report, the court orders as follows:

1. **Initial Disclosure:** The parties will exchange their initial disclosure statement no later than: **May 31, 2017.**
2. **Expert Witness Disclosure:**
 - a. The parties shall simultaneously disclose areas of expert testimony by **August 1, 2017.**
 - b. The Plaintiff shall disclose the identity and opinions of experts by **August 30, 2017.**
 - c. The Defendant shall disclose the identity and opinions of experts by **September 28, 2017.**
 - d. The parties shall simultaneously disclose their rebuttal expert opinions by **October 18, 2017.**

1 **3. Lay (Non-Expert) Witness Disclosure:** The parties shall disclose all lay witnesses by
2 **September 15, 2017.**

3 **4. Final Supplemental Disclosure:** Each party shall provide final supplemental
4 disclosure by **December 1, 2017.** This order does not replace the parties' obligation
5 to seasonably disclose Rule 26.1 information on an on-going basis and as it becomes
6 available.

7 **No party shall use any lay witness, expert witness, expert opinion, or exhibit at**
8 **trial not disclosed in a timely manner, except upon order of the court for good**
9 **cause shown or upon a written or an on-the-record agreement of the parties.**

10 **5. Discovery Deadlines:**

11 a. The parties will propound all discovery undertaken pursuant to Rules 33 through
12 36 by **September 15, 2017.**

13 b. The parties will complete the depositions of parties and lay witnesses by
14 **November 1, 2017,** and will complete the depositions of expert witnesses by
15 **December 1, 2017.**

16 c. The parties will complete all other discovery by **December 1, 2017.**
17 ("Complete discovery" includes conclusion of all depositions and submission of
18 full and final responses to written discovery.)

19 **6. Settlement Conference or Private Mediation:** [choose one]:

20 **Referral to ADR for a Settlement Conference:** The parties shall participate in a
21 settlement conference **March 1, 2018.**

22 **Private Mediation:** The parties shall participate in mediation using a private
23 mediator agreed to by the parties. The parties shall complete the mediation by
24 _____. All attorneys and their clients, all self-represented parties,
25 and any non-attorney representatives who have full and complete authority to
26 settle this case shall personally appear and participate in good faith in this
27 mediation, even if no settlement is expected. However, if a non-attorney
28 representative requests a telephonic appearance and the mediator grants the

1 request prior to the mediation date, a non-attorney representative may appear
2 telephonically.

3 **No Settlement Conference or Mediation:** A settlement conference or private
4 mediation is not ordered.

5 **7. Dispositive Motions:** The parties shall file all dispositive motions by **January 10,**
6 **2018.**

7 **8. Trial Setting Conference:** On **March 16, 2018 at 11:30 a.m.,** the court will conduct
8 a telephonic trial setting conference. Attorneys and self-represented parties shall have
9 their calendars available for the conference.

10 **9. [X] Plaintiff** Defendant will initiate the conference call by arranging for the
11 presence of all other counsel and self-represented parties, and by calling this division
12 at 602-506-0055 at the scheduled time.

13 **10. Firm Dates:** No stipulation of the parties that alters a filing deadline or a hearing date
14 contained in this scheduling order will be effective without an order of this court
15 approving the stipulation. Dates set forth in this order that govern court filings or
16 hearings are firm dates, and may be modified only with this court’s consent and for
17 good cause. This court ordinarily will not consider a lack of preparation as good
18 cause.

19 **11. Further Orders:** The court further orders as follows:

20 _____
21 _____
22 _____

23
24 _____
Date

24 _____
Judge of the Superior Court

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Filing ID: 8349183 Case Number: CV2017-052810
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Granted with Modifications



/S/ Aimee Anderson Date: 5/19/2017
Judicial Officer of Superior Court

ENDORSEMENT PAGE

CASE NUMBER: CV2017-052810

SIGNATURE DATE: 5/19/2017

E-FILING ID #: 8349183

FILED DATE: 5/22/2017 8:00:00 AM

ADAM M TRENK

MICHAEL F BEETHE

ALTERNATIVE DISPUTE RESOLUTION - CCC