



Plaintiff's expert(s) and report(s) disclosed by: March 1, 2018.

Defendant's expert(s) and report(s) disclosed by: May 1, 2018.

Depositions of expert witnesses must be taken by:

Plaintiff's expert(s): April 2, 2018.

Defendant's expert(s): June 1, 2018.

- (vi) The Parties agree that the presumptive limits of ten (10) depositions per side as set forth in Fed. R. Civ. P. 30(a)(2)(A) and twenty-five (25) interrogatories per party as set forth in Fed. R. Civ. P. 33(a) should apply.
- (vii) The Parties do not anticipate that physical or mental examinations of Parties will be requested pursuant to Fed. R. Civ. P. 35.
- (viii) **Discovery** shall be completed by June 28, 2018. Any written interrogatories or request for production served after the date of the Scheduling and Discovery Order shall be served by a date that allows the served parties the full **30 days** as provided by the Federal Rules of Civil Procedure in which to answer or produce by the discovery cut-off date.
- (d) The Parties agree that the case may be referred for mediation or early neutral evaluation any time prior to March 1, 2018.
- (e) All **dispositive motions** (motions to dismiss, summary judgment, etc.) shall be filed by October 24, 2018. Dispositive motions filed after this date will not be considered by the Court.  
  
All motions to exclude testimony pursuant to *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993) or *Kuhmo Tire Co. Ltd. v. Carmichael*, 526 U.S. 137 (1999) shall be filed by December 3, 2018.
- (f) The earliest date that the Parties anticipate this case should be ready for trial is February 2019.
- (g) The Parties anticipate the length of time expected to try the case to verdict is 4 trial days.

DATED: October 19, 2017

/s/Mark S. Schuver

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