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11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE DISTRICT OF ARIZONA**
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14 DON ADDINGTON, JOHN BOSTIC,
MARK BURMAN, AFSHIN
15 IRANPOUR, ROGER VELEZ; and
STEVE WARGOCKI,

16 Plaintiffs,

17 vs.

18 US AIRLINE PILOTS ASSOCIATION,
19 and US AIRWAYS, INC.,

20 Defendants.
21

CASE NO. 2:08-CV-1633-NVW

JOINT SUBMISSION
RE:
PROPOSED PRETRIAL
DEADLINES

22 The parties, through counsel, having personally met and conferred
23 about the proposed pretrial deadlines, submit the following proposal. Where
24 counsel were not able to agree, the proposals by each party are included.

25 USAPA Prefatory Note: Defendant respectfully confirms its
26 objection first made on the record (Tr. 23:9; 29:3; 29:18; 37:11) that it is
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1 impossible for Defendant to be ready to go to trial by April 28, 2009.
2 Defendant will file its motion for favorable reconsideration today (per the
3 Court's on-the-record authorization to do so; Tr. 35:9). Subject to the
4 foregoing objection and request to postpone the trial date,
5 Defendant complies with the court's request for a pretrial schedule as
6 follows:
7

- 8 1. April 28, 2009, Trial
- 9 2. April 21, 2009, Final Pretrial Conference
- 10 3. Final Pretrial Order submitted: Plaintiff proposes: April 14, 2009;
11 USAPA proposes April 21, 2009
- 12 4. Motions in Limine: Plaintiffs propose April 7, 2009 response 5 days,
13 reply 2 days; USAPA proposes April 21, 2009, responses April 24.
- 14 5. List of trial witnesses: Plaintiffs propose April 7, 2009; USAPA
15 proposes April 21, 2009
- 16 6. List of trial exhibits: Plaintiffs propose: April 7, 2009; USAPA
17 proposes April 21, 2009
- 18 7. Voir Dire, Jury Instructions, Form of Verdict: Plaintiffs propose April 1, 2009.
19 USAPA proposes close of Plaintiffs case for Plaintiff and Defendants at close of
20 Defendants case. USAPA proposes Statement of the case April 21, 2009.
- 21 8. Statement of the Case: Plaintiffs propose April 1, 2009; USAPA proposes
22 April 21, 2009
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1 8. Disagreement Section Q of proposed Final Pretrial Order. Plaintiffs
2 propose April 7, 2009. USAPA proposes during final jury instruction
3 conference.
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5 9. Expert Disclosure. Parties agree to April 1, 2009 with depositions
6 completed by the first day of trial.
7

8 10. Other Court Deadlines: per Court's standard orders, including
9 marking exhibits and court reporter index.
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11 **Filing Note: By agreement of counsel, this pleading is being filed by**
12 **Plaintiffs with the consent and approval of counsel for USAPA, Nicholas P.**
13 **Granath.**

14 Dated this 4th day of March, 2009

15 POLSINELLI SHUGHART P.C. SEHAM, SEHAM MELTZ &
16 PETERSEN LLP

17 By: *Don Stevens*
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By *Don Stevens*
With permission of Nicholas P.
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21 **CERTIFICATE OF SERVICE**

22 I hereby certify that on March 5, 2009, I electronically transmitted the
23 foregoing document to the U.S. District Court Clerk's Office by using the
24 CM/ECF System for filing and transmittal of a Notice of Electronic Filing.

25 I further certify that on March 5, 2009, I served by email attachment
26 all counsel of record who are registered participant(s) of the CM/ECF
27 System:

28 s/ *Don Stevens*