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IN THE UNITED STATES DISTRICT COURT

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FOR THE DISTRICT OF ARIZONA

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Don Addington; John Bostic; Mark)
Burman; Afshin Iranpour; Roger Velez;)
9 Steve Wargoeki,

No. CV 08-1633-PHX-NVW
(consolidated)

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Plaintiffs,

ORDER

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vs.

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US Airline Pilots Association; US)
Airways, Inc.,

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Defendants.

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Don Addington; John Bostic; Mark)
Burman; Afshin Iranpour; Roger Velez;)
16 Steve Wargoeki, et al.,

CV08-1728-PHX-NVW

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Plaintiffs,

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vs.

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Steven Bradford; Paul Diorio; Robert)
20 Frear; Mark King; Douglas Mowery; John)
Stephan, et al.,

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Defendants.

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The Court has received the parties' Joint Submission for the Schedule of Discovery
25 for the Damages Trial. While the parties were able to reach agreement on most points, they
26 were unable to agree on a schedule for expert disclosure and discovery. In short, Defendants
27 propose a schedule requiring Plaintiffs to disclose experts by July 1 and expert reports by
28 July 15; Defendants would disclose experts by July 15 and reports by July 30. Plaintiffs


1 propose that both parties simultaneously supplement Rule 26 disclosures with respect to
2 experts and other items by June 15, disclose experts and reports by July 1, and disclose
3 rebuttal experts and reports by July 15.

4 At this stage, it is not possible for the Court to discern what work the parties anticipate
5 regarding expert testimony or why it should be done in more or less time. For this reason,
6 both sides will be called upon to file supplemental memoranda.

7 IT IS THEREFORE ORDERED that counsel for both parties shall separately file brief
8 statements on or before May 28, 2009, not to exceed two pages, describing the anticipated
9 work regarding experts and explaining the reasons for the schedule proposed.

10 DATED this 27th day of May, 2009.

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Neil V. Wake
United States District Judge