

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

**INTERNATIONAL PAINTERS AND
ALLIED TRADES INDUSTRY
PENSION FUND,**

Plaintiff,

v.

THE TROAST GROUP, INC.,

Defendant.

Civil Action No. 05-1662 (JMF)

SCHEDULING ORDER

This matter having come before the Court for an initial status conference and having considered the requests of the parties, this Court¹ issues the following scheduling order. It is hereby,

ORDERED that the parties shall comply with the following directives:

- 1) Each party is limited to a maximum of five depositions and twenty-five interrogatories.
- 2) Any dispositive motions are to be filed by October 30, 2006, oppositions to said motions are to be filed by November 13, 2006, and any replies are to be filed by November 20, 2006.
- 3) The parties do not anticipate the need for expert witnesses in this case.

¹ The parties have consented to a referral of this case to a Magistrate Judge for all purposes including trial.

4) All discovery shall be completed by October 16, 2006.

5) A status conference is not set at this time.

6) A pretrial conference in this matter will be set for February 1, 2007 at 10:00 a.m.

Three weeks in advance of the Pretrial Conference, counsel are required to meet and prepare a Joint Pretrial Statement, in accordance with Local Rule 16.4 and the Pretrial Procedures Order, which the parties shall receive prior to the Pretrial Conference. This Order will give explicit direction on preparation of the Joint Pretrial Statement, which is required to be delivered to chambers not less than eleven days prior to the conference.

7) The trial will be set for February 26, 2007, with an estimated length of two days.

The parties should be aware that all pleadings should contain my initials on the right hand portion of the caption. Additionally, any motions that do not comply with Local Rule 7.1(c) or (m) shall be immediately stricken. Finally, counsel shall confer in good faith in an effort to resolve any discovery disputes before bringing the dispute to the Court. If counsel are unable to resolve the discovery dispute, counsel shall arrange a brief telephone conference with the Court by contacting chambers. Counsel shall not file a discovery motion without following the procedures set forth in this paragraph. If the Court is called upon to resolve a discovery dispute and the Court determines that good faith efforts could have resulted in a resolution of the matter without Court intervention, the Court may consider sanctions pursuant to Fed. R. Civ. P. 37.

Dates in this Order are firm and may only be altered by the Court under compelling circumstances.

SO ORDERED.

JOHN M. FACCIOLA
UNITED STATES MAGISTRATE JUDGE

Dated: