

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

PREMIER MEDICAL SUPPLIES, INC.,	)	CASE NO.: 1:07CV3809
	)	
	)	
	)	JUDGE PATRICIA A. GAUGHAN
Plaintiff(s)	)	
	)	
vs.	)	<u>NOTICE OF CASE MANAGEMENT</u>
	)	<u>CONFERENCE</u>
MICHAEL O. LEAVITT, et al.,	)	
	)	
	)	
Defendant(s).	)	

All counsel and/or parties will take notice that the above-entitled action has been set for a Case Management Conference (“CMC”) on FEBRUARY 8, 2008 AT 9:00 A.M. before Judge Patricia A. Gaughan. United States District Court Local Rule Section 16.1 will apply to this case. **The conference will be held by telephone with the court initiating the call.**

Except in government collection cases and actions by unrepresented prisoners, the parties shall meet prior to the CMC to discuss the case and prepare the proposed discovery plan pursuant to Fed. R. Civ. P. 26 (f). The parties shall, at or within 10 days after the meeting and without awaiting a discovery request, provide the basic information to the other parties specified by Fed. R. Civ. P. 26 (a) (1) (initial disclosures). A Report of Parties’ Planning Meeting (see attached form), shall be filed with the Court at least three working days before the CMC. Pursuant to Fed. R. Civ. P. 26 (d), a party may not seek formal discovery from any source before the parties have met and conferred.

Unless otherwise ordered by the Court, initial disclosures, discovery depositions, interrogatories, requests for documents, request for admissions, and answers and responses thereto shall not be filed with the Clerk's Office, except that discovery materials may be filed as evidence in support of a motion or for use at trial.

It is the responsibility of counsel for the plaintiff (s) to verify that a copy of this Order has been received by counsel for defendant (s) or, if no counsel has entered an appearance for defendant (s), has been received by defendant(s).

During the course of litigation, any questions or concerns regarding any aspect of this case should be directed (216) 357-7210.

IT IS SO ORDERED.

/s/ Patricia A. Gaughan  
PATRICIA A. GAUGHAN  
UNITED STATES DISTRICT JUDGE

**ATTACHMENT 1**

UNITED STATES DISTRICT COURT  
NORTHER DISTRICT OF OHIO

PREMIER MEDICAL SUPPLIES, INC.,	)	CASE NO.: 1:07CV3809
	)	
Plaintiff(s),	)	
	)	JUDGE PATRICIA A. GAUGHAN
	)	
vs.	)	
	)	<u>REPORT OR PARTIES' PLANNING</u>
MICHAEL O. LEAVITT, et al.,	)	<u>MEETING UNDER FED. R. CIV.</u>
	)	<u>26 (f) AND L.R. 16.3 (b)</u>
	)	
	)	
Defendant (s).	)	

1. Pursuant to Fed. R. Civ. P. 26 (f) and L.R. 16.3 (b), a meeting was held on \_\_\_\_\_, 200\_\_\_\_, and was attended by:

\_\_\_\_\_ Counsel for plaintiff (s) \_\_\_\_\_

\_\_\_\_\_ Counsel for plaintiff (s) \_\_\_\_\_

\_\_\_\_\_ Counsel for defendant(s) \_\_\_\_\_

\_\_\_\_\_ Counsel for defendant(s) \_\_\_\_\_

2. The parties:

\_\_\_\_\_ have exchanged the pre-discovery disclosures required by Rule 26 (a) (1) and the Court's prior order;

\_\_\_\_\_ will exchange such disclosures by \_\_\_\_\_, 200\_\_\_\_

\_\_\_\_\_ have not been required to make initial disclosures.

3. The parties recommend the following track:

\_\_\_\_\_ Expedited                      \_\_\_\_\_ Standard                      \_\_\_\_\_ Complex  
\_\_\_\_\_ Administrative                      \_\_\_\_\_ Mass Tort

4. This case \_\_\_\_\_ is/ \_\_\_\_\_ is not suitable for Electronic Case Filing (ECF).

5. Choose one of the following:

\_\_\_\_\_ This case **is** suitable **now** for **Early Neutral Evaluation/Mediation/Arbitration.**

or,

\_\_\_\_\_ Case **is not** suitable for ADR at this time but may be after discovery.

or,

\_\_\_\_\_ Case **is not** suitable for ADR at any time.

6. The parties \_\_\_\_\_ do/ \_\_\_\_\_ do not consent to the jurisdiction of the United States Magistrate Judge pursuant to 28 U.S. C. § 636 (c).

7. Recommended Discovery Plan:

a) Describe the subjects on which discovery is to be sought and the nature and extent of discovery.

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b) Non-Expert discovery cut-off date: \_\_\_\_\_

c) Expert report for the party with the burden of proof due date: \_\_\_\_\_

Rebuttal expert report due date: \_\_\_\_\_

Expert discovery cut-off date: \_\_\_\_\_

8. Recommended cut-off date for amending the pleadings and/or adding additional parties:

\_\_\_\_\_.

9. Recommended dispositive motion date: \_\_\_\_\_.

10. Recommended date for a Status Conference/Settlement Conference is \_\_\_\_\_.

11. Other matters for the attention of the Court:

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Attorney for Plaintiff (s) \_\_\_\_\_

Attorney for Plaintiff (s) \_\_\_\_\_

Attorney for Plaintiff (s) \_\_\_\_\_

Attorney for Defendant(s) \_\_\_\_\_

Attorney for Defendant(s) \_\_\_\_\_

Attorney for Defendant(s) \_\_\_\_\_