

1 MR. POPOVICH: Judge, page one line one,
2 Dulberg.

3 THE COURT: Okay.

4 MR. POPOVICH: Tom Popovich on behalf of the
5 plaintiff.

6 MR. ACCARDO: Perry Accardo for defendant.

7 This is here for status and trial
8 setting.

9 I'm still waiting -- We retained an F3
10 expert. I'm still waiting for the report back from
11 them.

12 Where -- You want to set it for trial or
13 pretrial settlement conference somewhere down the
14 road? I should have the report back within 45 days,
15 30, 45 days.

16 THE COURT: Okay. Mr. Popovich?

17 MR. POPOVICH: Judge, I always defer to
18 Mr. Accardo.

19 MR. ACCARDO: That's a little (indiscernible).

20 THE COURT: All right. I know -- I'm going to
21 read between the lines, and I'm going to set it for
22 pretrial. Forty-five days. Well, that put us to
23 late March.

24 So I can be sure, what if we go to

1 really April?

2 MR. POPOVICH: That sounds fine.

3 THE COURT: How about 11:00 o'clock on
4 April 10th?

5 MR. ACCARDO: That should work. At 11:00?

6 THE COURT: Yeah.

7 MR. ACCARDO: Oh, actually I think I've got --
8 I have a pretrial in Lake that morning. That would
9 screw everything up.

10 THE COURT: I can do it at 1:30 that same day,
11 or does that create a problem?

12 Mr. Popovich is always available, so I
13 don't care about him.

14 MR. POPOVICH: Yes. As long as you wake me up
15 from my nap --

16 MR. ACCARDO: Right.

17 MR. POPOVICH: -- I'll get here.

18 MR. ACCARDO: I tentatively have a mandatory
19 arb set for 1:30 that day.

20 THE COURT: Oh, how about 1:30 on the 9th?
21 That's a Thursday.

22 I'm avoiding the following Friday
23 because I have a two-week trial set. So --

24 MR. ACCARDO: The 9th actually looks good.

1 THE COURT: Okay. Let's do 1:30 the 9th.

2 MR. POPOVICH: 1:30 you still want to do it,
3 Judge?

4 THE COURT: I'm sorry?

5 MR. POPOVICH: Did you say -- What time?

6 THE COURT: 1:30.

7 MR. POPOVICH: 1:30. Okay. For Perry.

8 MR. ACCARDO: Yeah, that's great.

9 THE COURT: On the 9th.

10 MR. POPOVICH: 2015 at 1:30. Okay.

11 MR. ACCARDO: Looks good.

12 THE COURT: All right. Thank you.

13 MR. ACCARDO: Thank you, Judge.

14 MR. POPOVICH: Thank you.

15 MR. ACCARDO: Thank you.

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