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18 JOYCE WALKER, KIM BRUCE HOWLETT,  
19 and MURIEL SPOONER, on behalf of themselves  
20 and all others similarly situated

21 **UNITED STATES DISTRICT COURT**  
22 **CENTRAL DISTRICT OF CALIFORNIA**

23 JOYCE WALKER, KIM BRUCE  
24 HOWLETT, and MURIEL  
25 SPOONER, on behalf of themselves  
26 and all others similarly situated,

27 Plaintiffs,

28 v.

LIFE INSURANCE COMPANY OF  
THE SOUTHWEST, a Texas  
corporation,

Defendant.

**CLASS ACTION**

CASE NO.: CV 10-9198 JVS (RNBx)

Formerly Case No.: 3:10-cv -04852  
JSW from Northern District of CA

**SECOND AMENDED PRETRIAL  
SCHEDULING ORDER AND  
ORDER GRANTING JOINT  
STIPULATION TO MODIFY THE  
PRETRIAL SCHEDULING ORDER**

[PROPOSED] SECOND AMENDED PRETRIAL SCHEDULING ORDER AND ORDER GRANTING JOINT  
STIPULATION TO MODIFY THE PRETRIAL SCHEDULING ORDER

Case No. CV 10-9198 JVS (RNBx)

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1 The Court, having reviewed Plaintiffs Joyce Walker’s, Muriel Lynn  
2 Spooner’s, and Kim Bruce Howlett’s (“Plaintiffs”) and Defendant Life Insurance  
3 Company of the Southwest’s Joint Stipulation to Modify the Pretrial Scheduling  
4 Order (the “Joint Stipulation”) and the parties’ papers filed in connection  
5 therewith, hereby GRANTS the Joint Stipulation and ORDERS that Paragraph  
6 Nos. 3 and 4 are amended as set forth below:

- 7 1. The trial date is set for January 24, 2013 at 8:30 a.m. The pretrial  
8 conference will take place on January 14, 2013 at 11:00 a.m.
- 9 2. Class and merits discovery shall not be bifurcated and shall proceed  
10 simultaneously. Fact discovery will remain open until November 5, 2012.
- 11 3. Pursuant to the Trial Order, all interrogatories, requests for  
12 documents, and requests for admission shall be served no later than September 21,  
13 2012, and all depositions (other than expert depositions) shall commence no later  
14 than October 29, 2012.
- 15 4. Expert discovery will remain open until December 20, 2012. In  
16 accordance with Rule 26(a)(2), the parties shall submit their expert disclosures no  
17 later than October 25, 2012, any rebuttal expert disclosures no later than November  
18 15, 2012, and any reply expert disclosures no later than December 6, 2012. All  
19 expert depositions shall commence no later than December 20, 2012.
- 20 5. Plaintiffs may take 3 days of Rule 30(b)(6) depositions, which shall  
21 count as one deposition against the limit of 10 depositions permitted under Rule  
22 30. Plaintiffs may request that the Court modify this order to permit additional  
23 time if needed to fairly examine the 30(b)(6) deponents.
- 24 6. The last date for hearing motions will be seven weeks before the trial  
25 date, or December 6, 2012. The Court orders that all motions shall be served and  
26 filed no later than November 2, 2012. The parties will meet and confer to agree on  
27 briefing schedules and will submit them to the Court for approval.

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[PROPOSED] SECOND AMENDED PRETRIAL SCHEDULING ORDER AND ORDER GRANTING JOINT  
STIPULATION TO MODIFY THE PRETRIAL SCHEDULING ORDER  
Case No. CV 10-9198 JVS (RNBx)

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1 7. Pursuant to the Trial Order and in compliance with Local Rule 6, all  
2 motions *in limine* shall be filed and served no later than December 17, 2012, four  
3 weeks prior to the scheduled pretrial date of January 14, 2013.

4 8. Pursuant to and in compliance with Local Rule 16, the parties' Pretrial  
5 Conference Order shall be lodged no later than January 4, 2013.

6 9. Pursuant to and in compliance with Local Rule 16, all Memoranda of  
7 Contentions of Fact and Law, Exhibit Lists, and Witness Lists shall be submitted  
8 no later than December 21, 2012, three and a half weeks prior to the scheduled  
9 pretrial date.

10 10. The parties will participate in a non-judicial dispute resolution  
11 proceeding, Settlement Procedure Number 3 under Local Rule 16-15.4. The last  
12 date for completion of this Settlement Procedure shall be no later than the close of  
13 fact discovery.

14 11. Plaintiffs will file their motion for class certification on or before May  
15 14, 2012. The parties will meet and confer to agree on a briefing schedule for that  
16 motion and will submit it to the Court for approval.

17 12. The parties may seek modification of this Order at any time and for  
18 good cause shown.

19  
20 IT IS SO ORDERED.

21  
22 Dated: June 22, 2012



23  
24 Honorable James V. Selna  
25 United States District Judge