

- June 7, 2002. - Deadline for issuing document requests, requests for admission, interrogatories and subpoenas *duces tecum*, except for discovery for purposes of authenticity and admissibility of exhibits.
- [September 6, 2002] - Close of discovery, other than discovery permitted under Rule 3.24(a)(4), depositions of experts, and discovery for purposes of authenticity and admissibility of exhibits.
- [September 6, 2002] - Complaint Counsel provides expert witness reports.
- [September 13, 2002] - Parties that intend to offer into evidence at the hearing confidential materials of an opposing party or non-party must provide notice to the opposing party or non-party, pursuant to 16 C.F.R. § 3.45(b).
- [September 16, 2002] - Complaint Counsel provides to Respondents' counsel its final proposed witness and exhibit lists, including designated testimony to be presented by deposition, copies of all exhibits (except for demonstrative, illustrative or summary exhibits), and a brief summary of the testimony of each witness. Complaint Counsel serves courtesy copies on ALJ of its final proposed witness and exhibit lists and a brief summary of the testimony of each witness.
- [September 19, 2002] - Respondents' Counsel provides to Complaint Counsel its final proposed witness and exhibit lists, including designated testimony to be presented by deposition and copies of all exhibits (except for demonstrative, illustrative or summary exhibits), and a brief summary of the testimony of each witness. Respondents' Counsel serves courtesy copies on ALJ of its final proposed witness and exhibit lists and a brief summary of the testimony of each witness.
- [September 23, 2002] - Respondents' Counsel provides expert witness reports.
- [September 24, 2002] - Deadline for filing motions for *in camera* treatment of proposed trial exhibits.
- [September 26, 2002] - Deadline for filing motions *in limine* and motions to strike. (except as to experts)

- [October 7, 2002] - Complaint Counsel to identify rebuttal expert(s) and provide rebuttal expert report(s). Any such reports are to be limited to rebuttal of matters set forth in Respondents' expert reports. If material outside the scope of fair rebuttal is presented, Respondent will have the right to seek appropriate relief (such as striking Complaint Counsel's rebuttal expert reports or seeking leave to submit sur-rebuttal expert reports on behalf of Respondent).
- [October 11, 2002] - Exchange and serve courtesy copy on ALJ of objections to final proposed witness lists and exhibit lists. Exchange objections to the designated testimony to be presented by deposition and counter designations.
- [October 21, 2002] - Complaint Counsel files pretrial brief.
- [October 28, 2002] - Respondents' Counsel files pretrial brief.
- [October 24, 2002] - Exchange proposed stipulations of law, facts, and authenticity.
- [October 24, 2002] - Deadline for depositions of experts (including rebuttal experts).
- [October 28, 2002] - File final stipulations of law, facts, and authenticity. Any subsequent stipulations may be filed as agreed by the parties.
- [November 6, 2002] - Final prehearing conference to be held at 10:00 a.m. in room 532, Federal Trade Commission Building, 600 Pennsylvania Avenue, N.W., Washington, D.C. The parties are to meet and confer prior to the conference regarding trial logistics and proposed stipulations of law, facts, and authenticity and any designated deposition testimony. Counsel may present any objections to the final proposed witness lists and exhibits, including the designated testimony to be presented by deposition. Trial exhibits will be admitted or excluded to the extent practicable.
- [November 12, 2002] - Commencement of Hearings, to begin at 10:00 a.m. in room 532, Federal Trade Commission Building, 600 Pennsylvania Avenue, N.W., Washington, D.C.

All "Additional Provisions" of the February 20, 2002 Scheduling Order remain in effect.

Dated: June __, 2002

JAMES P. TIMONY
Administrative Law Judge