

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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ROBERT YOUNG,

Plaintiff,

v.

FINAL PRETRIAL  
CONFERENCE ORDER

DAVID H. BECKER, PAULA A. BECKER,  
ROXANNE BECKER, CITY OF MEDFORD,  
WISCONSIN, SAJ A. BALDWIN, WAUSAU  
UNDERWRITERS INSURANCE COMPANY,  
and RURAL MUTUAL INSURANCE COMPANY,

05-C-565-C

Defendants,

and

ROCKY MOUNTAIN HOSPITAL AND MEDICAL  
SERVICE, INC. d/b/a ANTHEM BLUE CROSS AND  
BLUE SHIELD OF COLORADO,

Subrogee.

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A final pretrial conference was held in this case on July 27, 2006, before United States District Judge Barbara B. Crabb. Plaintiff appeared in person and by counsel, Mikael Hahner. Gregg Heidenreich and Robert Wixson represented defendants.

Counsel agreed that for the purposes of the trial the caption would refer only to plaintiff Young and to defendants Beckers and Baldwin. There will be no reference during the trial to the City of Medford or to any of the insurers.

Counsel agreed to a jury of eight. Defense counsel will exercise two peremptory strikes, plaintiff will exercise three from a panel of fifteen. The eight remaining jurors will constitute the jury for the trial. The liability portion of the trial is estimated to take no more than 2 days. The trial day will run from 9:00 a.m. to 5:30 p.m. with an hour lunch break and two short breaks, one in the morning and one in the afternoon.

Counsel approved the proposed voir dire questions with one minor change which was incorporated. They agreed that it was not necessary to sequester the witnesses. They understand that they are responsible for advising their opponent of the witnesses they will be calling and the order in which the witnesses will be called prior to the day of trial. Mr. Hahner is to advise defendants' counsel of his Monday witnesses no later than 4:30 p.m., Friday, July 28, 2006.

Mr. Wixson had an objection to some of the questions and answers of plaintiff's expert, Dr. Lundy. I ruled on these and determined that the videotape of Dr. Lundy would end at Line 9 of Page 38. Mr. Heidenreich has some objections to other depositions; these

will be ruled on over the noon hour on Monday, July 29, 2006.

Entered this 28th day of July, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge