

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

STEPHEN S. ZICK,

Plaintiff,

v.

UNITED STATES OF AMERICA,
and ACUITY – A MUTUAL
INSURANCE COMPANY,

Defendants.

ORDER

12-cv-407-wmc

Pursuant to the telephonic hearing conducted today in this matter, the court orders as follows:

- (1) plaintiff's unopposed motion to permit to permit testimony in open court by contemporaneous transmission from a different location (dkt. #57) is GRANTED, with plaintiff's counsel to coordinate with the clerk's office to ensure appropriate safeguards and reliable transmission;
- (2) trial will proceed on Monday, September 30th at 8:00 a.m. in courtroom 250, with both parties permitted to provide brief opening statements to be followed immediately with presentation of liability witnesses;
- (3) deposition transcripts may be used for impeachment purposes only, unless proffered in the following fashion: (a) by advance designation no later than noon, Friday, September 27, preferably by highlighted paper submission, with counter-designations due by noon, Monday, September 30; or (b) by advance submission of video deposition in dvd form to include testimony of that witness designated by both sides by noon, Monday, September 30;
- (4) both sides shall submit motions in limine, if any, by Monday, September 23, with responses due no later than 4:00 p.m. on Thursday, September 26;
- (5) the parties shall consult and attempt to agree on the admission of all exhibits other than for relevance;

- (6) to the extent that the parties are unable to agree, the proffering party shall provide copies of the contested exhibit, noting the objections of the opposing party and their response, by 4:00 p.m. Thursday, September 26; and
- (7) the court will hold a final telephonic conference in advance of trial on Friday, September 27 at 3:00 p.m. to address any remaining issues; plaintiff to initiate the call.

Dated this 20th day of September, 2013.

BY THE COURT:

/s/

WILLIAM M. CONLEY
District Judge