

UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION



In the Matter of  
MSC.SOFTWARE CORPORATION,  
a corporation.

Docket No. 9299

SCHEDULING ORDER

December 17, 2001 - Complaint Counsel provides preliminary witness list (not including experts) with description of proposed testimony.

[REDACTED]

March 14, 2002

-

Status conference with ALJ to address disputes regarding discovery and expert reports, if requested by counsel.

March 15, 2002

Continuation of status conference with ALJ to address disputes regarding discovery and expert reports, if requested by counsel.

rebuttal expert report(s). Any such reports are to be limited to

~~rebuttal of opponent's expert report(s) and to the extent necessary to~~

April 29, 2002

- Respondent's Counsel files pretrial brief identifying the legal matters, supported by legal authority, and factual matters to be decided by the Administrative Law Judge, supported by documents and deposition citations.

Respondent's Counsel files pretrial brief identifying the legal matters, supported by legal authority, and factual matters to be decided by the Administrative Law Judge, supported by documents and deposition citations.

cc [redacted]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Endorsement of the [REDACTED]

[REDACTED]

[REDACTED]

N.W., Washington, D.C.

**ADDITIONAL PROVISIONS**

6. The parties shall serve upon one another, at the time of issuance, copies of all subpoenas *duces tecum* and subpoenas *ad testificandum*. Counsel scheduling depositions shall immediately notify all other counsel that a deposition has been scheduled.

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Deliveries shall be as follows:

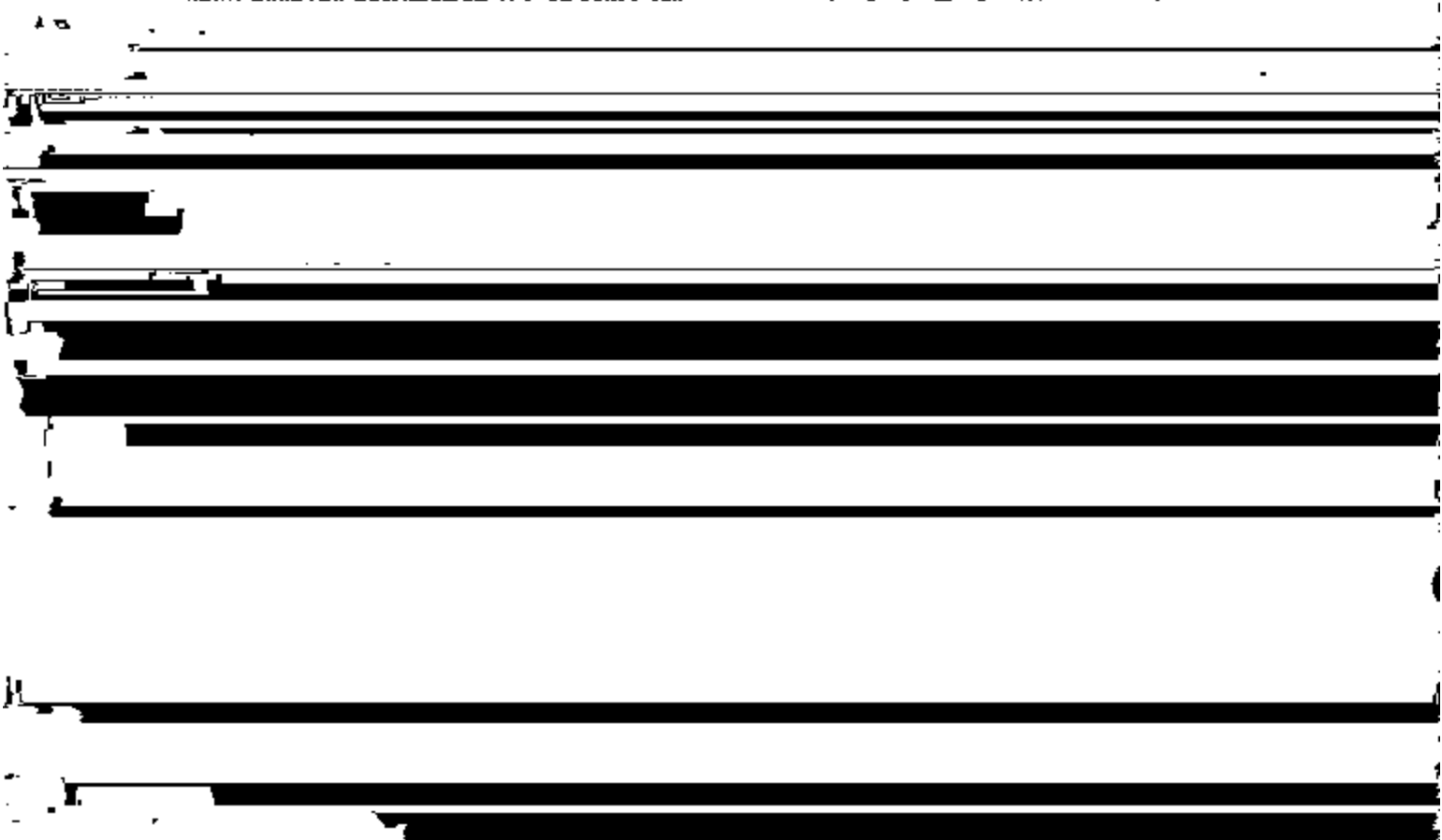
For Complaint Counsel: P. Abbott McCartney, Esquire  
FEDERAL TRADE COMMISSION  
601 Pennsylvania Avenue, N.W.  
Room S-3033  
Washington, D.C. 20580

For Respondent's Counsel: Marimichael O. Skubel, Esquire  
KIRKLAND & ELLIS  
655 Fifteenth Street, N.W.  
Washington, D.C. 20005

All deliveries by facsimile shall be followed promptly by delivery of an original by hand or by U.S. mail, first class postage prepaid. It shall be the obligation of the serving party to ensure that service by facsimile has been effected.

10. All pleadings that cite to unpublished opinions or opinions not available on LEXIS or WESTLAW shall include such copies as exhibits.

11. The procedure for marking of exhibits referred to in the adjudicative proceeding shall be as follows: both parties shall number their exhibits with a single series of consecutive numbers. Complaint Counsel's exhibits shall bear the designation CX and Respondent's exhibits shall bear the designation DX.



12. At the final pre-hearing conference, counsel will be required to introduce all exhibits

they intend to introduce at trial. Counsel will also be required to give the court a list of all exhibits

[REDACTED]

[REDACTED]

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