September 16, 2011 -Deadline for Respondent's Counsel to provide expert witness reports. Respondent's expert report shall include (without limitation) rebuttal, if any, to Complaint Counsel's expert witness report(s). September 28, 2011 -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 Respondent's expert reports. If material outside the scope of fair rebuttal is presented. Respondents will have the right to seek appropriate relief (such as striking Complaint Counsel's rebuttal expert reports or seeking leave to submit surrebuttal expert reports on behalf of Respondents). September 30, 2011 Complaint Counsel provides to Respondent's 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

Councel's hagis of admissibility for each proposed autility

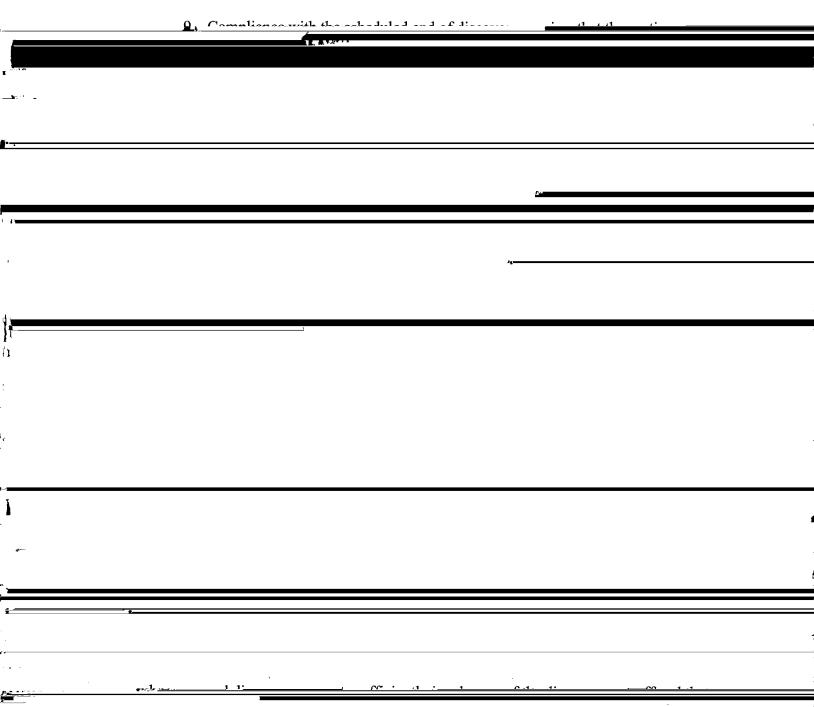
provide notice to the opposing party or non-party, pursuant to 16 C.F.R. § 3.45(b).

	October 19, 2011 -	Deadline for depositions of experts (including rebuttal
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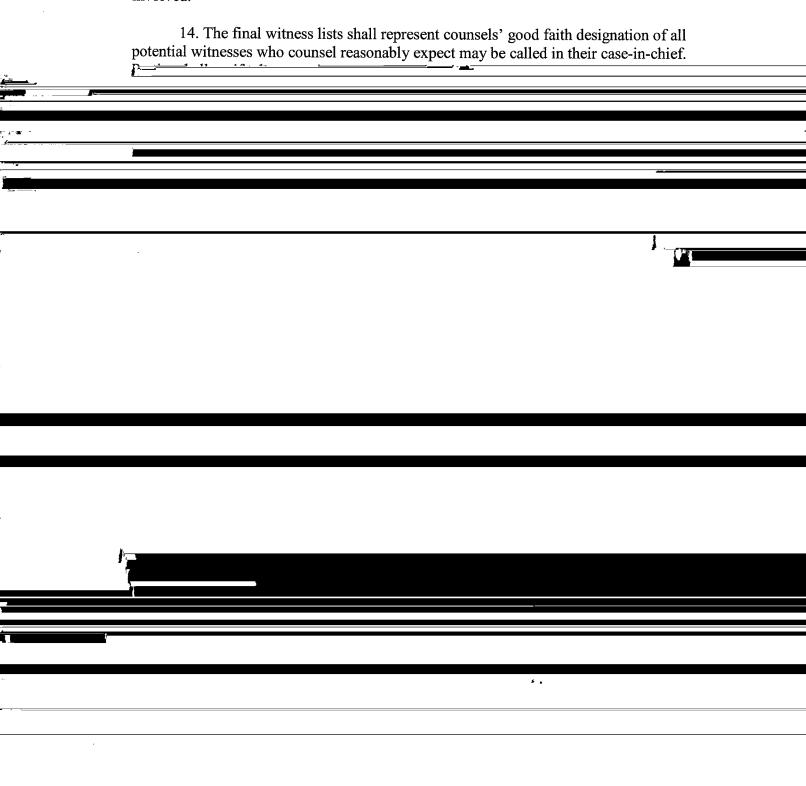
Counsel may present any objections to the final proposed witness lists and exhibits. Trial exhibits will be admitted or excluded to the extent practicable. To the extent the parties

	4. Each motion (other than decision) shall be accompanied by a	a motion to dismiss or a motion separate signed statement rep	on for summary resenting that counsel	
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8. Motions in limine are allowed. However, the filing of motions in limine is not encouraged. Motion in limine refers "to any motion, whether made before or during trial, to exclude anticipated prejudicial evidence before the evidence is actually offered." In re Daniel Chapter One, 2009 FTC LEXIS 85, \*18-20 (April 20, 2009) (citing Luce v. United States, 469 U.S. 38, 40 n.2 (1984)). Evidence should be excluded in advance of trial on a motion in limine only when the evidence is clearly inadmissible on all potential grounds. Id. (citing Hawthorne Partners v. AT&T Technologies, Inc., 831 F. Supp. 1398, 1400 (N.D. Ill. 1993); Sec. Exch. Comm'n v. U.S. Environmental, Inc., 2002 U.S. Dist. LEXIS 19701, at \*5-6 (S.D.N.Y. Oct. 16, 2002)). Moreover, the risk of prejudice from giving undue weight to marginally relevant evidence is minimal in a bench trial such as this where the judge is capable of assigning appropriate weight to evidence.



time a non-party provides documents in response to a subpoena *duces tecum* to a party, and 3 days after the party provides those documents to the other party, unless a shorter time is required by unforeseen logistical issues in scheduling the deposition, or a non-party produces those documents at the time of the deposition as agreed to by all parties involved.



	(a) IA shall be 4b a same and 1114 a. C
	(c) It shall be the responsibility of a party designating an expert witness to ensure
	that the expert witness is reasonably available for deposition in keeping with this
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	Administrative Law Judge, expert witnesses shall be deposed only once and each expert
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