

DOCKET NO: FBTCV186072602S

SUPERIOR COURT

SANTOS FOUNDATIONS, INC.
V.
PUSTOLA & ASSOCIATES ENGINEERS/
CONSTRUCTORS, LLC

JUDICIAL DISTRICT OF FAIRFIELD
AT BRIDGEPORT

7/8/2020

ORDER

The following order is entered in the above matter:

ORDER:

REVISED SCHEDULING ORDER

Pursuant to a pretrial conference held in these consolidated cases on July 8, 2020 before Judge Stevens, the court issues the following scheduling order. Failure to comply with this order may result in sanction, which may include fine, exclusion of evidence at trial, dismissal, default or non-suit.

1. No further interrogatories or requests for production may be served absent leave of court. Any amended pleadings shall be file by September 1, 2020.
2. Depositions of parties and fact witnesses shall be completed by November 6, 2020.
3. In accordance with Practice Book §13-4, the plaintiffs (and counter-claimants) shall disclose expert witnesses by December 18, 2020; any depositions of these experts shall be completed by March 5, 2021. Absent leave of court, no experts may be disclosed by these parties after this date.
4. The defendants (and counterclaim defendants) shall disclose expert witnesses by April 16, 2021; the depositions of these experts shall be completed by July 2, 2021. Absent leave of court, no experts may be disclosed by these parties after this date.
5. All depositions, all discovery and all issues regarding discovery shall be completed by July 2, 2021. If the parties are unable to agree on deposition dates, the party seeking the deposition shall file a timely motion for the court to address the dispute before the applicable deposition deadline date.
6. Motions for summary judgment shall be filed by January 15, 2021; any written objection to any motion for summary judgment shall be filed within 45 days after the filing of the motion; any reply by the movant shall be filed within two weeks thereafter. Any motion for summary judgment shall be heard on the oral argument short calendar on or before March 29, 2021.
7. The parties shall discuss engaging in private or judicial mediation, and if they decide to participate in mediation, the mediation shall be completed by August 6, 2021. . By June 4, 2021, plaintiff's counsel, Attorney McCoy, shall file a caseflow request form indicating that the parties have decided to pursue mediation and providing the name of the mediator and the date of the mediation; if the parties decide not to pursue mediation than the caseflow request for shall request an immediate status conference.
8. Caseflow is directed to schedule a trial management/judicial settlement conference (with a judge other than the trial judge) and the commencement of a three day bench trial after September 10, 2021. Any party may request an earlier judicial pretrial through the clerk's office by filing a Caseflow Request Form.

This Scheduling Order Can Be Modified Only Upon Motion and By Order of the Court. Absent Modification of this Scheduling Order, Any Disclosures Not Made or Discovery Not Completed Within the Times Specified May Be Deemed Waived and Abandoned. Thus the Parties Are Required to Bring Any Problems with the Scheduling or the Completion of Discovery to the Court's Attention Promptly Through Appropriate Motion or Conference Request. Motions for Modification Shall Be Liberally Granted, Except That Motions to Continue a Trial Date Must Be Supported by Good Cause Because Any Rescheduled Date May Substantially Delay the Trial.

The Parties Shall Make Good Faith Efforts to Resolve Discovery Disputes Before Filing Any Motions or Objections Regarding Same. No Objections Regarding Interrogatories or Requests for Production Shall Be Placed on the Short Calendar List Unless an Affidavit Is Filed Certifying That Bona Fide Efforts Have Been Made to Resolve the Dispute in Accordance with Practice Book Practice Book § 13-8 (c) and § 13-10 (i).

The Parties Are Ordered to Resolve All Discovery Disputes Through Motions or Objections Available under Chapter 13 of the Practice Book Before the Date for Completion of Discovery. Motions in Limine` and Motions to Preclude Filed at the Time of Trial May Not Be Entertained by the Court When Directed at Discovery Issues That Could Have Been Addressed and Resolved Through Pre-trial Remedies Available under Chapter 13 of the Practice Book.

Mailed to all appearing parties.

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Judge: BARRY STEVENS

This document may be signed or verified electronically and has the same validity and status as a document with a physical (pen-to-paper) signature. For more information, see Section I.E. of the *State of Connecticut Superior Court E-Services Procedures and Technical Standards* (<https://jud.ct.gov/external/super/E-Services/e-standards.pdf>), section 51-193c of the Connecticut General Statutes and Connecticut Practice Book Section 4-4.