



Court of Claims of Ohio

The Ohio Judicial Center
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Columbus, OH 43215
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www.cco.state.oh.us

LAURA A. MARTIN, Guardian, etc.,
et al.

Plaintiffs

v.

OHIO DEPARTMENT OF
TRANSPORTATION

Defendant

Case No. 2013-00432

Judge Patrick M. McGrath

ORDER OF THE MAGISTRATE

FILED
COURT OF CLAIMS
OF OHIO
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On October 4, 2013, the court conducted a case management conference with the parties. As a result of the conference, the court hereby ORDERS the following:

- 1) On September 11, 2013, defendant filed a motion to continue the trial set for September 8-10, 2014, due to counsel for defendant having a conflict with an earlier-scheduled trial in another matter. The motion is GRANTED and the court's original scheduling notice is amended such that trial is set for *September 15-19, 2014, at 10:00 a.m.*;
- 2) The court learned that, at this juncture, defendant favors bifurcating the issues of liability and damages and that plaintiffs are opposed. It was agreed that the parties will be in a better position to address this issue after conducting some discovery. Therefore, by agreement of the parties, and with the consent of the court, a status conference is scheduled for *January 22, 2014, at 9:00 a.m.*, in order to discuss whether the issues of liability and damages shall be bifurcated. The court shall initiate the conference via telephone;
- 3) Plaintiffs shall furnish defendant with the names of expert witnesses, if any, and a copy of their reports on or before *April 1, 2014*;
- 4) Defendant shall furnish plaintiffs with the names of expert witnesses, if any, and a copy of their reports on or before *May 1, 2014*;

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ORDER

5) No discovery will be allowed after *June 30, 2014*, without leave of court;

6) It was agreed that any dispositive motions shall be filed on or before *May 30, 2014*, and that the parties shall have leave to file opposing memoranda on or before *June 30, 2014*, whereupon the motions shall be submitted for a non-oral hearing in accordance with L.C.C.R. 4;

Lastly, the court learned that defendant will file a motion to add the Office of Risk Management as a party-defendant, and that plaintiffs are unopposed to the same.



ROBERT VAN SCHOYCK
Magistrate

cc:

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