

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

RALPH S. JANVEY, IN HIS CAPACITY AS §  
COURT-APPOINTED RECEIVER FOR THE §  
STANFORD INTERNATIONAL BANK, LTD., §  
ET AL. §

Plaintiff, §

v. §

JAMES R. ALGUIRE, ET AL. §

Defendants. §

Case No. 3:09-CV-0724-N-BQ

---

**SCHEDULING ORDER**

---

Before this Court is the Joint Expedited Motion for Entry of Scheduling Order (the “Joint Motion”) that was filed by Plaintiff Ralph S. Janvey, in his capacity as Court-appointed Receiver (the “Receiver”), and certain former Stanford employee defendants who agreed to that Joint Motion (the “Employee Movants”). The Court, having reviewed the Joint Motion, the responses or replies thereto, if any, the evidence and other materials in the record, and the arguments of counsel, is of the opinion that the Joint Motion should be and hereby is GRANTED in all respects.

IT IS THEREFORE ORDERED THAT the following Scheduling Order is entered with respect to the claims between the Receiver and all former Stanford employee defendants named in the Receiver’s current complaints (the “Former Employees”), including the Employee Movants. [See Docs. 156, 157 (2nd Am. Compl. Against the Former Employees); Docs. 652, 653 (Suppl. Compl. Against Former Employees); *see also* Doc. 1134 (Orig. Compl. against J. Green and N. Ramirez for breach of fiduciary duties)]:

1. Pursuant to Rule 15(a)(2), the Receiver may file any amendments to his complaint(s) against the Former Employees by June 15, 2017. Amendments to the Receiver's complaint(s) after that date must be supported by a motion for leave and a showing of good cause pursuant to Rule 16(b). The Former Employees shall not be required to answer or otherwise respond to the Receiver's previously-filed complaints.

2. The Former Employees shall answer or otherwise respond to the Receiver's amended complaint(s) by July 31, 2017. The Receiver's deadline(s) to respond — if required to do so — to the Former Employees' responsive filings shall be governed in accordance with the applicable Local or Federal Rules. Any motion for leave to amend the Former Employees' responsive filings contemplated by this paragraph after July 31, 2017 must be supported by a motion for leave and a showing of good cause pursuant to Rule 16(b).

3. The Receiver and the Former Employees may by written agreement alter the deadlines established in paragraphs 3(a) through 3(g) below:

a. The fact discovery period for the claims between the Receiver and the Former Employees shall begin on June 30, 2017 and shall close on March 30, 2018. Discovery requests must be served in time to permit response by the close of the discovery period. Any party may request hearing of a discovery dispute before the assigned magistrate judge. Requests must be made by motion, setting forth the nature of the dispute and the efforts taken to resolve same. If the matter is set for hearing, the parties will be advised of applicable procedures by separate order. Seeking judicial relief on discovery disputes prior to conducting a meaningful, substantive conference with the opposing party is **STRONGLY** discouraged. A motion or objection to the taking of a deposition that is filed within five business days of the notice has the

effect of staying the deposition pending Court order on the motion or objection; otherwise, the deposition will not be stayed except by Court order.

b. By January 31, 2018, the Receiver shall disclose his expert(s) pursuant to Rule 26(a)(2) for any issue on which he bears the burden of proof. By January 31, 2018, the Former Employees shall also disclose their expert(s) pursuant to Rule 26(a)(2) for any issue on which they bear the burden of proof.

c. By February 28, 2018, the Receiver and the Former Employees shall disclose their opposing expert(s) pursuant to Rule 26(a)(2).

d. By March 14, 2018, the Receiver and the Former Employees shall disclose their rebuttal expert(s) pursuant to Rule 26(a)(2) or shall supplement with rebuttal opinion(s) pursuant to Rule 26(e).

e. Depositions of fact witnesses may occur at any time between August 31, 2017 and the close of the discovery period set forth in paragraph 3(a) above. Depositions of an expert witness, however, shall only occur after that expert has been disclosed pursuant to paragraphs 3(b) through 3(d) above and shall be completed prior to the close of discovery set forth in paragraph 3(a).

f. The Receiver and the Former Employees shall file any objections to expert testimony by March 30, 2018. The deadlines for responses and replies to such expert objections are as set forth in the Court's Local Rules.

g. The Receiver and the Former Employees shall file all motions, including any motions for full or partial summary judgment but excluding motions in limine, by March 30, 2018. The deadlines for responses and replies to such motions are as set forth in the Court's Local Rules.

4. Trial in this case is set for July 23, 2018, on a two-week docket. On May 25, 2018, at 10:00 a.m. the Court will conduct an initial pretrial conference with the Receiver and the Former Employees to consider the following issues, among others: (a) whether there should be separate trials for any individual defendants or groups of defendants; (b) the timing, setting, and order of any such separate trials; (c) the deadlines by which pretrial materials shall be exchanged for any such separate trials; (d) predicate legal issues that may simplify trial or obviate the need for trial with respect to one or more defendants; and (e) whether any additional discovery or motion practice is warranted.

5. The Receiver and the Employee Movants agree that the foregoing Scheduling Order is subject to, and does not waive, the Employee Movants' motions to compel arbitration, which this Court has denied but which are the subject of an anticipated petition for writ of certiorari. In the event that the Supreme Court grants the Employee Movants' petition for writ of certiorari, the foregoing deadlines, and all proceedings relating to the Receiver's claims against the Former Employees, will be stayed.

SIGNED April 6, 2017.

  
DAVID C. GODBEY  
UNITED STATES DISTRICT JUDGE