

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN**

CITY OF STERLING HEIGHTS, MICHIGAN AND)))
STEVE DUCHANE)))

Plaintiffs,))) Case No. 03-72773
)) Judge Nancy G. Edmunds
Magistrate Donald A. Scheer

v.

UNITED NATIONAL INSURANCE COMPANY,
SPECIALTY NATIONAL INSURANCE COMPANY,
AND GENERAL STAR INDEMNITY COMPANY,

Defendants.

AMENDED SCHEDULING ORDER

This matter came before the Court at a telephonic conference held on August 31, 2005 and by the parties' Joint Stipulated Motion to Amend the Scheduling Order. The Court hereby schedules the following

dates::

- | | |
|--|-------------------------------|
| 1. Dispositive Motion Deadline | October 5, 2005 |
| 2. Expert Witness Lists Exchanged | December 1, 2005 |
| 3. Expert Witness Reports Exchanged | December 22, 2005 |
| 4. Expert Witness Depositions
To Be Completed | January 24, 2006 |
| 5. Final Pretrial Order Due | February 2, 2006 |
| 6. Final Pretrial Conference | February 9, 2006 at 2:00 p.m. |
| 7. Trailing Trial Date | March 2, 2006 at 9:00 a.m. |

SO ORDERED:

HARVEY KRUSE
A PROFESSIONAL CORPORATION
ATTORNEYS & COUNSELORS
1050 WILSHIRE DRIVE SUITE 320
TROY, MICHIGAN 48064-1526

s/Nancy G. Edmunds
Nancy G. Edmunds
United States District Judge

Dated: September 15, 2005

I hereby certify that a copy of the foregoing document was served upon counsel of record on September 15, 2005, by electronic and/or ordinary mail.

s/Carol A. Hemeyer
Case Manager

Approved as to form:

s/
John N. Ellison
Mark E. Gottlieb
Frederick A. Pettit
ANDERSON KILL & OLICK, P.C.
Attorneys for City of Sterling Heights
and Duchane

HARVEY KRUSE
A PROFESSIONAL CORPORATION
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1050 WILSHIRE DRIVE SUITE 320
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s/
Dennis M. Goebel
HARVEY KRUSE, P.C.
Attorneys for United National Insurance Co.

s/
Clifford C. Masch
REMINGER & REMINGER CO. LPA
Attorneys for General Star

s/
Robert Brunner
BOLLINGER, RUBERRY & GARVEY
Attorneys for Specialty National

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

FILED

MAY 23 2005

CLERK'S OFFICE
U.S. DISTRICT COURT
EASTERN MICHIGAN

HILLSIDE PRODUCTIONS, INC.,)
et al.,)

Plaintiffs,)

v.)

STEVE DUCHANE, et al.)

Defendants.)

Case No.: 02-73618

Judge Nancy G. Edmunds

CONSENT ORDER

Plaintiffs, by and through their counsel, and defendants the City of Sterling Heights, et al., by and through their counsel, hereby stipulate and agree to the entry of a Consent Order as follows:

1. Plaintiffs on May 10, 2005 orally moved to enforce the Settlement Agreement entered into between the parties in the above-captioned matter on March 22, 2004, which resolved fully and finally all actual or potential controversies or disputes between them, relating to any and all past and present obligations or alleged liability of defendants to plaintiffs (the "Settlement Agreement").

2. Plaintiffs seek entry of an Order that compels defendant the City of Sterling Heights to acknowledge the Escrow Agreement, which was the result of negotiations between plaintiffs' counsel, Cindy Rhodes Victor, and then-counsel for the City of Sterling Heights, Donald Tucker and Douglas Kelly, that were conducted under the supervision of the Court during February and March, 2004.

3. Upon discussion of this matter during the May 10, 2005 conference with this Court, the City of Sterling Heights will immediately sign the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.

4. The terms of the Escrow Agreement shall not be used by the insurance companies in the case captioned City of Sterling Heights, Michigan, et al. v. United National Ins. Co., et al., case number 03-CV-72773, currently pending in the U.S. District Court for the Eastern District of Michigan, as evidence of any admission by the City of Sterling Heights as to how the settlement funds are to be allocated.

THEREFORE, IT IS HEREBY ORDERED that plaintiffs' motion is GRANTED, and the City of Sterling

Heights is hereby directed to sign, within twenty-four (24) hours of this Order, the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.

SO ORDERED:

MAY 23 2005

DATED: _____

CINDY RHODES VICTOR
Counsel for Plaintiffs

Dated: _____

Nancy G. Edmonds
Nancy G. Edmonds
United States District Court Judge

John P. Gillooly
JOHN GILLOOLY

Counsel for the City of Sterling Heights

Dated: May 16, 2005

City of Sterling Heights, Donald Tucker and Douglas Kelly, that were conducted under the supervision of the Court during February and March, 2004.

3. Upon discussion of this matter during the May 10, 2005 conference with this Court, the City of Sterling Heights will immediately sign the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.

4. The terms of the Escrow Agreement shall not be used by the insurance companies in the case captioned City of Sterling Heights, Michigan, et al. v. United National Ins. Co., et al., case number 03-CV-72773, currently pending in the U.S. District Court for the Eastern District of Michigan, as evidence of any admission by the City of Sterling Heights as to how the settlement funds are to be allocated.

THEREFORE, IT IS HEREBY ORDERED that plaintiffs' motion is GRANTED, and the City of Sterling Heights is hereby directed to sign, within twenty-four (24) hours of this Order, the Escrow Agreement previously provided by plaintiffs' counsel to defendants' counsel.

SO ORDERED:

DATED: _____

Cindy Rhodes Victor
CINDY RHODES VICTOR
Counsel for Plaintiffs

Dated: May 13, 2005

Nancy G. Edmunds
United States District Court Judge

JOHN GILLOOLY
Counsel for the City of Sterling Heights

Dated: _____