

Kathleen M. Rogers, Esq.
SLUTES, SAKRISON & ROGERS, P.C.
4801 E. Broadway, Suite 301
Tucson, Arizona 85711
Telephone: (520) 624-6691
Facsimile: (520) 791-9632
KRogers@sluteslaw.com
State Bar No. 016560
Attorneys for Defendants Banner University Center South ("BUMCS")

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF PIMA

ROBERT SAINZ, individually and as
Guardian for SANTIHEL SAINZ, a minor,
and as Personal Representative for the
ESTATE OF STEPHANIE O'HANLON,
SANTIHEL SAINZ, a minor and THE
ESTATE OF STEPHANIE O' HANLON

Plaintiffs,

vs.

BANNER UNIVERSITY MEDICAL CRISIS
RESPONSE CENTER, LLC dba BANNER-
UNIVERSITY MEDICINE CRISIS RESPONSE,
John Does and Jane Does 1-5,

Defendants.

No. C20222845

SCHEDULING ORDER

(Assigned to Hon. Kyle Bryson)

(AMENDED BY THE COURT AT ¶12)

Upon consideration of the parties Joint Report, the court orders as follows:

1. **Initial disclosure:** Plaintiffs and Defendant have exchanged their initial disclosure statements
2. **Areas of Expert witness testimony:** The parties will disclose their areas of expert testimony no later than December 15, 2022.
3. **Expert witness disclosure:** The parties will disclose the identity and opinions of their experts no later than March 1, 2023. Rebuttal experts by both sides will be disclosed no later than May 15, 2023.
4. **Lay (non-expert) witness disclosure:** Each Party shall disclose all lay witnesses by March 1, 2023.

1 **5. Final supplemental disclosure:** Each party shall provide supplemental disclosure
2 by May 31, 2023. This order does not replace the parties' obligation to seasonably
3 disclose Rule 26.1 information on an on-going basis and as it becomes available.

4 **No party shall use any lay witness, expert witness, expert opinion, or exhibit**
5 **at trial not disclosed in the list of witnesses and exhibits previously**
6 **exchanged by the parties without a written or an on-the-record agreement**
7 **of the parties.**

8 **6. Discovery deadlines:** The parties will propound all discovery undertaken pursuant
9 to Rules 33 through 36 by February 28, 2023. The parties will complete the
10 depositions of parties and lay and expert witnesses by May 15, 2023. The parties will
11 complete all other discovery by June 15, 2023. (Complete discovery includes
12 conclusion of all depositions and submission of full and final responses to written
13 discovery.)

14 **Settlement conference or private mediation:**

15 7. The parties agree to court ordered or private mediation no later than July 14,
16 2023.

17 **8. Dispositive motions:** The parties shall file all dispositive motions by August 1,
18 2023.

19 **9. Trial Setting conference:** On **December 19, 2022 at 11:30 a.m.**, the Court will
20 conduct a telephonic trial setting conference. Participants shall have their calendars
21 available for the conference.

22 **10.** Plaintiff will initiate the conference call by arranging for the presence of
23 other attorneys and self-represented parties, and by calling this division at
24 **520-222-1111** and entering access code **22787#** at the scheduled time.

25 **11. Firm dates:** No stipulation of the parties that alters a filing deadline or a
26 hearing date contained in this scheduling order will be effective without an order of
27 this court approving the stipulation. Dates set forth in this order that govern court
28 filings or hearings are firm dates and may be modified only with this Court's consent

1 and for good cause. This court ordinarily will not consider a lack of preparation as
2 good cause.

3 **12. Further orders:** The court further orders as follows: Any party filing a motion
4 or request for judicial action must electronically lodge a separate proposed order or
5 notice of hearing for judicial review or the Court will not be notified of the filing or
6 request for action. Proposed orders and notices must be in Microsoft Word.doc or
7 .docx format and may be lodged by choosing _Proposed Order_ in the appropriate
8 dropdown menu on the AzTurboCourt website. In addition to serving counsel and
9 self-represented parties with any proposed order or notice as submitted, the lodging
10 party is also responsible to serve copies as signed in final form by the Court.
11 Telephonic appearances at hearings must be requested at least four court days in
12 advance by written motion with accompanying electronically lodged form of order.
13 Use of speaker phone technology is not permitted due to the need for an audible,
14 clear and accurate court record. Any party that seeks to use a case-specific written
15 questionnaire pursuant to Ariz. R. Civ. P. 47 (c) (3) must inform the Court no later
16 than at the Trial Setting Conference that a questionnaire is being requested. Absent
17 good cause shown, any request for a questionnaire made after the Trial Setting
18 Conference will be denied as untimely.

19
20 DATED this 26th day of October, 2022.

21
22
23
24  **HON. KYLE BRYSON**

25 (ID: 96087570-3cc2-4b33-836d-082b062c375c)