

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

CHRISTOPHER A. ROLLER,

Plaintiff,

v.

Case No. 05-CV-1297 MD/JGL

GE MEDICAL SYSTEMS INFORMATION
TECHNOLOGIES, INC.,

Defendant.

DEFENDANT'S RULE 26(F) REPORT

GE Medical Systems Information Technologies, Inc. ("GEMS IT") provides the following pursuant to the Court's order dated December 15, 2005. A pretrial conference in this matter is scheduled for January 18, 2006, at 2:00 p.m. before the United States Magistrate Judge Arthur J. Boylan. The parties have requested to attend the pretrial by telephone.

1. Identification of the parties and their attorneys.

a. Name, address and occupation or business of each party, together with the name, address and telephone number of the attorneys who represent each party; and

GE Medical Systems Information Technologies, Inc.
8200 West Tower Avenue
Milwaukee, WI 53223

GEMS IT is in the business of designing, manufacturing, selling and servicing patient monitoring equipment.

Judith A. Williams-Killackey
Quarles & Brady LLP
411 East Wisconsin Avenue, Suite 4040
Milwaukee WI 53202-4497
Attorney for Defendant

Christopher Roller
13150 Harriet Avenue, S, #237
Burnsville MN 55337
Pro Se Plaintiff

b. Name of insurance carriers that may be liable for the defense or payment of any damage award.

None.

2. Description of the case.

a. A concise statement of the jurisdictional basis of the case, giving statutory citation and a brief narrative description;

This action is a civil action over which this court has original jurisdiction pursuant to 28 U.S.C. § 1332, as the matter in controversy exceeds the sum of \$75,000.

b. A brief narrative of the facts giving rise to the lawsuit, including a description of legal claims and defenses; and

Plaintiff alleges that on Feb 18, 2002, he was dismissed over an argument he had with another employee. Based on Plaintiff's responses to various motions, it has been determined that he is alleging that he was discriminated against under the South Dakota Human Rights Act based on a mental illness. Defendant denies that it committed any violation of any statute or committed any unlawful act in either its treatment of Plaintiff or the separation of Plaintiff's employment with it. Defendant has filed an Answer denying these allegations and asserting various affirmative defenses. In addition, Defendant intends to file a motion to transfer this case to South Dakota.

c. A summary itemization of the dollar amount of each element of the alleged damages.

Plaintiff is seeking \$1,000,000,000 for discrimination for mental illness, resulting in loss of job, resulting in pain and suffering.

3. Pleadings.

a. A statement of whether the Complaint and all responsive pleadings have been filed, and whether the reporting party proposes to amend its pleadings;

Defendant does not intend to amend its pleadings, but intends to file a motion to transfer this matter to South Dakota.

b. The date the reporting party proposes by which all motions that seek to amend the pleadings or add parties will be filed; and

All hearings on motions to amend and/or add parties to the action shall be heard 30 days after the decision on the motion to transfer venue.

c. Whether a jury trial is available under the law, and whether a jury trial has been timely demanded.

A jury trial is allowed under the South Dakota Human Rights Act. Plaintiff asserts that he has demanded a jury trial.

4. Discovery Plan.

a. Whether the parties wish to engage in any method of alternative dispute resolution following Rule 26(a)(1) disclosures but before formal discovery is commenced;

Defendant does not wish to engage in alternative dispute resolution before formal discovery commences.

b. Whether discovery should be conducted in phases, or limited to or focused upon, particular issues;

Defendant does not believe discovery should be conducted in phases or limited to or focused upon particular issues. However, because the Defendant has brought a motion to transfer this case, it would request that discovery be stayed pending a decision on that motion and that the deadlines for discovery, motions, and trial be based upon the date of that decision in the event that Defendant's motion is denied.

c. The date by which each party shall disclose the identity of expert witnesses and their reports under Rule 26(a)(2)(A) and (B);

GEMS IT recommends that the Court establish the following deadlines for disclosure of experts and experts' opinions consistent with Rule 26(a)(2) as modified by Local Rule 26.3: Plaintiff shall identify and disclose substance of expert witness opinions under Rule 26(a)(2)(A) and (B) two months after a decision on the motion to transfer. Defendant shall identify and disclose substance of expert witness opinions under Rule 26(a)(2)(A) and (B) two months after Plaintiff identifies and discloses his experts and their opinions.

d. The number of interrogatories each party shall be permitted to serve;
25.

e. The number of depositions (excluding depositions of expert witnesses) each party shall be permitted to take; and

10.

f. The number of expert depositions each party shall be permitted to take.

As many depositions as experts identified by the opposing party.

5. Close of discovery and Non-Dispositive Motions.

The date by which all discovery shall be completed and all non-dispositive motions shall be filed and served.

Discovery, including service and response to interrogatories, document requests, requests for admission and scheduling of factual depositions, and filing and service of non-dispositive motions shall be completed six months after decision on motion to transfer.

6. Dispositive Motions and Trial.

a. Date by which all Dispositive motions shall be served, filed and heard by the Court.

Four months after the close of discovery.

b. Date by which case will be ready for trial;

Six months after the close of discovery, or sixty days after the Court issues an order on any pending dispositive motions.

c. The number of expert witnesses the reporting party expects to call at trial; and

Defendant anticipates calling 2 experts in the fields of psychiatry and vocational ability.

d. Estimated trial time (including jury selection and instructions, if applicable).

Four days.

Dated: January 11, 2006.

s/JUDITH A. WILLIAMS-KILLACKEY
(#0280227)

QUARLES & BRADY LLP
411 East Wisconsin Avenue
Suite 2040

Milwaukee WI 53202-4497

Telephone: (414) 277-5439

Facsimile: (414) 978-8702

E-mail: jkillack@quarles.com

Attorneys for Defendant
GE Medical Systems Information
Technologies, Inc.

Dated: January 11, 2006.

JUDITH A. WILLIAMS-KILLACKEY
(#0280227)

QUARLES & BRADY LLP
411 East Wisconsin Avenue
Suite 2040
Milwaukee WI 53202-4497
Telephone: (414) 277-5439
Facsimile: (414) 978-8702
E-mail: jkillack@quarles.com

Attorneys for Defendant
GE Medical Systems Information
Technologies, Inc.