No. L021149
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

Peter Gregg

Plaintiff(s)

AND:

Freightliner Ltd. et al

Defendant(s)

NOTICE OF ASSIGNMENT

TO COUNSEL:

Murray Tevlin — for the Plaintiff(s)

Allan Seckel — for the Defendant(s)

Please be advised **The Honourable Madam Justice Bennett** has been appointed as the trial judge. In accordance with the **Practice Direction** of Nov. 20/98, the trial judge will have conduct of all pretrial proceedings in this case. This includes interlocutory applications which will be scheduled before the trial judge by the Case Management Coordinator unless the trial judge otherwise directs.

We confirm our advice that the initial Case Management Conference (CMC) before the trial judge will proceed in **Vancouver, at 800 Smithe Street, on Tuesday, September 17, 2002 at 9:00 a.m. The Certification hearing will follow at 10:00 a.m. on September 17/02 and is expected to continue through Friday, September 20/02 (4 days).**

** **Please note that this Notice is being sent to counsel for the plaintiff and first-named defendant only. It is their responsibility to ensure that all parties receive a copy in timely fashion.**

The trial judge may make a case management order at the conclusion of the CMC. For that reason, counsel (or the parties) should make every effort to reach prior agreement on the CMC agenda items set out below. In addition, since some adjustments to the trial date or length may be required, it is imperative that counsel attend with their diaries.

Chris Hutton, Case Management Coordinator

(please see attached for CMC agenda)

CMC AGENDA

1. Outline of the case by all parties

2. Confirm trial date and length

3. Set cut-off dates for:
   - adding parties
   - amending pleadings
   - production of documents
   - examinations for discovery
   - interrogatories (if any)
   - delivery of expert reports
   - other

4. Motion procedures (any Rule 51A exemption to be limited to motions heard by trial judge).

5. Preliminary discussion re:
   - conference of experts
   - 18A possibilities
   - early settlement (mini-trial, settlement conference, mediation, etc.)

6. Settle case management order

7. Outline requirements re trial briefs and responses as basics for trial scheduling conference.