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**Superior Court of California, County of Alameda**  
**Rene C. Davidson Alameda County Courthouse**

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Godfrey  <p style="text-align: right;">Plaintiff/Petitioner(s)</p> <p style="text-align: center;">VS.</p> AB Trucking, Inc.  <p style="text-align: right;">Defendant/Respondent(s) (Abbreviated Title)</p>	No. <u>RG08379099</u>  Order  Complaint Business Tort/Unfair Business Practice
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The Complex Determination Hearing was set for hearing on 05/01/2009 at 11:00 AM in Department 20 before the Honorable Robert B. Freedman. The Tentative Ruling was published and has not been contested.

**IT IS HEREBY ORDERED THAT:**

The tentative ruling is affirmed as follows: The Court designates this case as complex pursuant to Rule 3.400 et seq. of the California Rules of Court. The matter is assigned for all purposes including trial to Department 20 of the Alameda County Superior Court. Counsel are advised to be familiar with the Alameda County Local Rules concerning complex litigation, including Rule 3.250 et seq.

Courtesy (bench) copies of all filings should be delivered directly to Dept. 20 and may be left in the drop box when court is in session. The Court may also direct that certain filings be supplemented by an electronic copy (via e-mail to [Dept.20@alameda.courts.ca.gov](mailto:Dept.20@alameda.courts.ca.gov) or by CD-ROM lodged with the clerk in Dept. 20). Any such electronic copy of documents shall be in Microsoft Word readable form (Microsoft Word, Word Perfect, a TIF or JPEG file inserted into a Word file, or any other format that can be saved in a Microsoft Word document). Each separate document (notice, points and authorities, declarations, requests for judicial notice, et al) must be in a separate file in the diskette and the computer files must be identified in a fashion to permit accurate identification by Court personnel (e.g. "Notice.doc," "Points and Authorities.doc," "Li Declaration.doc," "Johnson Declaration.doc," and "Proof of Service.doc," NOT "Quashnot.doc," "briefdraft3.doc," "Defdecl.doc," "Decl2revised.doc," or "Form5.doc.") Electronic media submitted will not be returned.

Calendar information, filings, and tentative rulings are available to the public at <http://www.alameda.courts.ca.gov/domainweb/>.

All motions and ex parte applications shall be noticed for hearing in Department 20. The parties shall reserve hearing dates and times by contacting the Department 20 courtroom clerk via email at [Dept.20@alameda.courts.ca.gov](mailto:Dept.20@alameda.courts.ca.gov). The courtroom clerk can also be contacted by phone at (510) 267-6936, but phone contact should be used very sparingly. E-mail is the preferred method of communication.

At the Initial CCMC, the parties must be prepared to discuss at length the nature of the case, both factually and legally, as well as the projected management of the case at each stage. This is not a perfunctory exercise. The primary objective of the CCMC is to develop a comprehensive plan for a just, speedy and economical determination of the litigation.

The CCMC statements must address the following issues when applicable:

- A. A brief factual summary to assist the Court in understanding the background of the case, a statement of the issues presented, including each theory of liability and defense and a summary of the facts supporting each position taken, and the relief sought, including an estimate of damages.
- B. The number of parties and their posture, including a proposed structure of representation, (e.g., liaison/lead counsel or by committee) if applicable;
- C. Deadlines and limits on joinder of parties and amended or additional pleadings;
- D. Class discovery and class certification;
- E. A proposed schedule for the conduct of the litigation including, but not limited to, a discovery plan, a plan for hearing remaining law and motion, and a projected trial date;
- F. An identification of all potential evidentiary issues involving confidentiality or protected evidence;
- G. A detailed description of the procedural posture of the case, describing any outstanding procedural problems, including, but not limited to:
  - (1) unserved parties and the reasons for the failure to serve;
  - (2) unserved and/or unfiled cross-complaints;
  - (3) related actions pending in any jurisdiction and the potential for coordination or consolidation;
  - (4) any possible jurisdictional or venue issues that may arise;
  - (5) the status of discovery, including a description of all anticipated discovery and incomplete or disputed discovery issues;
  - (6) unresolved law and motion matters;
  - (7) requests for, or opposition to, any ADR proceedings, including but not limited to mediation, judicial or contractual arbitration;
  - (8) severance of issues for trial; and
  - (9) calendar conflicts for any attorney, witness, or party, and any other matter which may affect the setting of a trial date.
- H. The Court encourages the submission of narrative joint statements rather than use of the CM-110 form.
- I. Counsel may make suggestions for streamlining the litigation, including, but not limited to, a master file system, designation of lead counsel [for plaintiff(s) and/or defendant(s)] to streamline service of process and/or management of discovery, the use of e-filing, and the use of a web-page maintained by lead counsel for the purpose of posting the litigation schedule and agenda.

Dated: 05/01/2009

A handwritten signature in black ink, appearing to read "Robert B. Freedman". The signature is written in a cursive style with a horizontal line extending to the right. The word "facsimile" is printed in small letters above the signature.

Judge Robert B. Freedman

SHORT TITLE: Godfrey VS AB Trucking, Inc.	CASE NUMBER: RG08379099
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ADDITIONAL ADDRESSEES

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