

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
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 [Redacted]
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 ATTORNEY FOR (Name): Global Exec Aviation and ITAS, defendants

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles
 STREET ADDRESS: 111 N. Hill Street
 MAILING ADDRESS:
 CITY AND ZIP CODE: Los Angeles, CA 90012
 BRANCH NAME:

PLAINTIFF/PETITIONER: Travis Barker et al.
 DEFENDANT/RESPONDENT: Clay Lacy Aviation, Inc. et al.

CASE MANAGEMENT STATEMENT
 (Check one): UNLIMITED CASE (Amount demanded exceeds \$25,000) LIMITED CASE (Amount demanded is \$25,000 or less)

CASE NUMBER: BC402529 and related cases

FOR COURT USE ONLY
FILED
 SUPERIOR COURT OF CALIFORNIA
 COUNTY OF LOS ANGELES
 DEC 03 2009
 MARR A. CLARKE, Executive Officer/Clerk
 By [Signature] Deputy
 GLORIETTA ROBINSON

A CASE MANAGEMENT CONFERENCE is scheduled as follows:
 Date: 12/10/2009 Time: 8:30 a.m. Dept.: 32 Div.: Room:
 Address of court (if different from the address above):
 Notice of Intent to Appear by Telephone, by (name):

INSTRUCTIONS: All applicable boxes must be checked, and the specified information must be provided.

- Party or parties (answer one):
 - This statement is submitted by party (name):
 - This statement is submitted jointly by parties (names): Defendants Global Exec Aviation, LLC and Inter Travel & Services, Inc.
- Complaint and cross-complaint (to be answered by plaintiffs and cross-complainants only)
 - The complaint was filed on (date):
 - The cross-complaint, if any, was filed on (date):
- Service (to be answered by plaintiffs and cross-complainants only)
 - All parties named in the complaint and cross-complaint have been served, or have appeared, or have been dismissed.
 - The following parties named in the complaint or cross-complaint
 - have not been served (specify names and explain why not):
 - have been served but have not appeared and have not been dismissed (specify names):
 - have had a default entered against them (specify names):
 - The following additional parties may be added (specify names, nature of involvement in case, and the date by which they may be served):
- Description of case
 - Type of case in complaint cross-complaint (Describe, including causes of action):
 Personal injury and wrongful death actions stemming from aircraft accident, including claims of strict product liability, negligence and breach of warranty

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DEFENDANT/RESPONDENT: Clay Lacy Aviation et al.	CASE NUMBER: BC402529 and related cases

4. b. Provide a brief statement of the case, including any damages. (If personal injury damages are sought, specify the injury and damages claimed, including medical expenses to date [indicate source and amount], estimated future medical expenses, lost earnings to date, and estimated future lost earnings. If equitable relief is sought, describe the nature of the relief.) Plaintiffs in these consolidated cases are surviving passengers and representatives of passengers and crew members who were killed during a September 19, 2008 Learjet aircraft accident in Columbia, South Carolina. Defendant Global Exec Aviation operated the accident aircraft at the time of the crash. Defendant Inter Travel & Services, Inc. ("ITAS") was the owner of the accident aircraft at the time of the crash. Plaintiffs seek personal injury or survival/wrongful death damages.

(If more space is needed, check this box and attach a page designated as Attachment 4b.)

5. Jury or nonjury trial
The party or parties request a jury trial a nonjury trial. (If more than one party, provide the name of each party requesting a jury trial):

6. Trial date
a. The trial has been set for (date): 3/2/2010 (but the case will not be ready for trial at this time)
b. No trial date has been set. This case will be ready for trial within 12 months of the date of the filing of the complaint (if not, explain):
c. Dates on which parties or attorneys will not be available for trial (specify dates and explain reasons for unavailability):

7. Estimated length of trial
The party or parties estimate that the trial will take (check one):
a. days (specify number): 15-20
b. hours (short causes) (specify):

8. Trial representation (to be answered for each party)
The party or parties will be represented at trial by the attorney or party listed in the caption by the following:
a. Attorney:
b. Firm:
c. Address:
d. Telephone number:
e. Fax number:
f. E-mail address:
g. Party represented:
 Additional representation is described in Attachment 8.

9. Preference
 This case is entitled to preference (specify code section):

10. Alternative Dispute Resolution (ADR)
a. Counsel has has not provided the ADR information package identified in rule 3.221 to the client and has reviewed ADR options with the client.

- b. All parties have agreed to a form of ADR. ADR will be completed by (date):
- c. The case has gone to an ADR process (indicate status): Both the Barker and Still cases have settled and the Goldstein and Baker cases are set for mediation on 12/10 and 12/11/09.



12/11/09

PLAINTIFF/PETITIONER: Travis Barker et al.

CM-110

DEFENDANT/RESPONDENT: Clay Lacy Aviation, Inc. et al.

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10. d. The party or parties are willing to participate in (check all that apply):

- (1) Mediation
- (2) Nonbinding judicial arbitration under Code of Civil Procedure section 1141.12 (discovery to close 15 days before arbitration under Cal. Rules of Court, rule 3.822)
- (3) Nonbinding judicial arbitration under Code of Civil Procedure section 1141.12 (discovery to remain open until 30 days before trial; order required under Cal. Rules of Court, rule 3.822)
- (4) Binding judicial arbitration
- (5) Binding private arbitration
- (6) Neutral case evaluation
- (7) Other (specify):

e. This matter is subject to mandatory judicial arbitration because the amount in controversy does not exceed the statutory limit.

f. Plaintiff elects to refer this case to judicial arbitration and agrees to limit recovery to the amount specified in Code of Civil Procedure section 1141.11.

g. This case is exempt from judicial arbitration under rule 3.811 of the California Rules of Court (specify exemption):

11. Settlement conference

The party or parties are willing to participate in an early settlement conference (specify when):

12. Insurance

a. Insurance carrier, if any, for party filing this statement (name): Chartis (formerly AIG)

b. Reservation of rights: Yes No

c. Coverage issues will significantly affect resolution of this case (explain):

13. Jurisdiction

Indicate any matters that may affect the court's jurisdiction or processing of this case, and describe the status.

Bankruptcy Other (specify): NTSB investigation (see No. 17, below)

Status: Injunction related to ITAS as described in notice on file with Court.

14. Related cases, consolidation, and coordination

a. There are companion, underlying, or related cases.

(1) Name of case: Baker, Bland, Lemmon, Goldstein

(2) Name of court: same

(3) Case number: BC411210, BC403556, BC404449, BC417974

(4) Status: Baker and Goldstein cases are set for mediation on 12/10 and 12/11/09.

Additional cases are described in Attachment 14a.

b. A motion to consolidate coordinate will be filed by (name party):

15. Bifurcation

The party or parties intend to file a motion for an order bifurcating, severing, or coordinating the following issues or causes of action (specify moving party, type of motion, and reasons):

16. Other motions

The party or parties expect to file the following motions before trial (specify moving party, type of motion, and issues):

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17. Discovery

- a. The party or parties have completed all discovery.
 b. The following discovery will be completed by the date specified (describe all anticipated discovery):

Party	Description	Date
All parties	Liability, damages and third-party discovery	Unknown

- c. The following discovery issues are anticipated (specify): The National Transportation Safety Board's ("NTSB") investigation of the subject accident is ongoing and, pursuant to 49 C.F.R. Part 831 and the NTSB's regulations, most of the named defendants cannot disclose any information gained as a result of that investigation until the NTSB issues its probable cause report. As a result, substantive discovery will be significantly delayed.

18. Economic litigation

- a. This is a limited civil case (i.e., the amount demanded is \$25,000 or less) and the economic litigation procedures in Code of Civil Procedure sections 90 through 98 will apply to this case.
 b. This is a limited civil case and a motion to withdraw the case from the economic litigation procedures or for additional discovery will be filed (if checked, explain specifically why economic litigation procedures relating to discovery or trial should not apply to this case):

19. Other issues

- The party or parties request that the following additional matters be considered or determined at the case management conference (specify):
 Defendants request that this case not be set for trial until 12 months after conclusion of the NTSB investigation as described above. Defendants also request a concurrent extension of all related litigation and discovery deadlines.

20. Meet and confer

- a. The party or parties have met and conferred with all parties on all subjects required by rule 3.724 of the California Rules of Court (if not, explain):
 No party has contacted Defendants with respect to these issues.
 b. After meeting and conferring as required by rule 3.724 of the California Rules of Court, the parties agree on the following (specify):

21. Total number of pages attached (if any): _____

I am completely familiar with this case and will be fully prepared to discuss the status of discovery and ADR, as well as other issues raised by this statement, and will possess the authority to enter into stipulations on these issues at the time of the case management conference, including the written authority of the party where required.

Date: 12/02/09

William L. Robinson, Esq.

 (TYPE OR PRINT NAME)



 (SIGNATURE OF PARTY OR ATTORNEY)

 (TYPE OR PRINT NAME)

 (SIGNATURE OF PARTY OR ATTORNEY)

Additional signatures are attached.

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PROOF OF SERVICE

I, the undersigned, certify that I am employed in the City and County of Los Angeles, California; that I am over the age of eighteen years and not a party to the within action; and that my business address is Gas Company Tower, 555 West Fifth St., 46th Floor, Los Angeles, California 90013-1010. On this date, I served the following document(s):

CASE MANAGEMENT STATEMENT

on the parties stated below, through their attorneys of record, by placing true copies thereof in sealed envelopes addressed as shown below by the following means of service:

X : By First-Class Mail — I am readily familiar with the firm's practice for collection and processing of correspondence for mailing. Under that practice, the correspondence is deposited with the United States Postal Service on the same day as collected, with first-class postage thereon fully prepaid, in Los Angeles, California, for mailing to the office of the addressee following ordinary business practices.

____ : By Personal Service — I caused each such envelope to be given to a courier messenger to personally deliver to the office of the addressee.

____ : By Overnight Courier — I caused each such envelope to be given to an overnight mail service at Los Angeles, California, to be hand delivered to the office of the addressee on the next business day.

____ : By Facsimile — From facsimile number _____ at approximately A.M./P.M., I caused each such document to be transmitted by facsimile machine, to the parties and numbers listed below, pursuant to Rule 2008. The facsimile machine I used complied with Rule 2003(3) and no error was reported by the machine. Pursuant to Rule 2008(e)(4), I caused the machine to print a transmission record of the transmission, a copy of which is attached to the original of this declaration.

SEE ATTACHED SERVICE LIST

I declare under penalty of perjury that the foregoing is true and correct. Executed on December 3, 2009, at Los Angeles, California.


Heidi Ornelas

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SERVICE LIST

Travis Barker, et al. v. Clay Lacy Aviation, Inc., et al.
Los Angeles County Superior Court
Lead Case No.: BC 402529, Related Cases: BC

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