

CASE NO: A755977	TRIAL: February 12, 2018
DEPT. NO. 14	JUDGE : Honorable Adriana Escobar
	CLERK : Denise Husted
	RECORDER : Sandy Anderson
PLAINTIFF: Khiabani et al	
	COUNSEL FOR PLAINTIFF: Kemp / Christiansen
DEFENDANT: MCI; et al.	
	COUNSEL FOR DEFENDANT: Roberts / Barger

DEFENSE EXHIBITS*

TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
411.	Ughetta photos - accident location, helmet, bicycle and gear	BELL 0300-352			
412.	Stoberski Bus Inspection Photos	BELL 0799-838			
413.	Thirteen color photographs of the bus and accident scene	MICH 0192-MICH00204			
414.	Photos from front right bench of subject bus	P 0685 (1-4)			
415.	Photos of front left bench of subject bus	P 0686			
416.	Clark County Coroner response to Subpoena Duces Tecum,	CCC 1-58 + DISK			
417.	Clark County Fire Department response to Subpoena Duces Tecum,	CCFD 1-6; P 1260-1263.			
418.	AMR billing and records	P 1198-1215; AMR 1-11			
419.	UMC billing and medical records	P 1264-1301; P2250-51; UMC 1-144			
420.	Certificate of Death	P 0001			
421.	Bus Download by Rimkus Consulting	DISK			
422.	Trimble Report	MICH 0207-MICH00212			

412A Photo bus 3/7/18 No 3/7/18 ✓

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423.	Silverado Stages NV Work Ticket	MICH 1230			
424.	Title	MCI 0001.			
425.	Final Vehicle Record	MCI 0002-3			
426.	Agreement to Purchase	MCI 0004-10			
427.	Coach Specification, J08-FT-3,	MCI 0013-15.			
428.	Final Vehicle Record	MCI 0030-31.			
429.	Customer Order Option Report,	MCI 0032-38.			
430.	Coach Delivery Record,	MCI 0039.			
431.	Driver Pickup Sheet,	MCI 0040.			
432.	Physical Inspection Form,	MCI 0041-42.			
433.	Operators Manual for MCI 2008 J4500,	MCI 0043-202.			
434.	Parts Manual for MCI 2008 J4500,	MCI 0203-1770 - DISK			
435.	Maintenance Manual for MCI 2008 J4500,	MCI 1771-2955 - DISK			
436.	Materials disclosed via RSPN to RfP	MCI 2956-35107 and the excel sheet -			

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		MCI 333333 - DISK			
437.	MCI Daily Test Notes	MCI 2960			
438.	MCI Daily Test Notes	MCI 2962			
439.	No Records from TPC	TPC 1			
440.	ATT Cell Phone and Land Line Records for E. Hubbard	ATT 1-1218			
441.	Michael Angelo Leasing's Incident File	MICH 0025-43			
442.	Classroom Learning Curriculum	MICH 0222-MICH00288			
443.	Driver Training and Employee New Hire Training	MICH 0289-MICH00367			
444.	Ergonomics Analysis Program	MICH 0368-MICH00375			
445.	Michelangelo Grounds Up Training-Driver without CDL	MICH 0376-MICH00532			
446.	Safety Policies and Procedures	MICH 0533-MICH00573			
447.	Safety Posters - Ex K to RFP	MICH 0574-588			
448.	Training Videos	MICH 0589-MICH00612			
449.	Operator Development Program	MICH 0613-			

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TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
		MICH00809			
450.	Personnel File for Edward Hubbard	MICH 0810-MICH00931			
451.	Michelangelo Employee Handbook	MICH 0932-MICH01023			
452.	Safety Articles	MICH 1199-1228			
453.	DEPO EX - Hubbard, Edward - Photo - EX 05				
454.	DEPO EX - Hubbard, Edward - Photo - EX 06				
455.	DEPO EX - Hubbard, Edward - Photo - EX 07				
456.	Letter from Barin to UMC re death of husband	P 2420-2422			
457.	Ltr from Fildes / UMC to Barin	P 2423			
458.	Response from M. Barron to Subpoena DT				
459.	DEPO EX - Gavin - Coroner's file, EXHIBIT-00001				
460.	DEPO EX - Hoogestraat, Virgil - Hand drawn diagram, EXHIBIT-00005				
461.	Kayvan Khiabani cell phone records for April 2017	Supboena DT Response pending			

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✓ 462.	DEPO EX - Kolch, Samantha, Copy of Photograph, EX 01		2/27/18	No	2/27/18
463.	DEPO EX - Nguyen - Declaration				
464.	DEPO EX - Pears - picture of bicycle - EXHIBIT-00007				
465.	DEPO EX - Sacarias, Luis Fernando Pina, Exhibit 1, Drawing				
466.	DEPO EX - Sacarias, Luis Fernando Pina , Exhibit 2, Drawing				
467.	DEPO EX - Salisbury, Diagram, EXHIBIT-00021				
468.	DEPO EX - Salisbury, Flashdrive, EXHIBIT-00022	DISK			
469.	DEPO EX - Wesson, Robert - G388 Labels, drawings, BOMs, EXHIBIT-00007				
470.	Expert Report dated October 16, 2017 of Michael Baden, MD				
471.	Inspection photographs taken 08/09/17 by Robert Caldwell	P 1216 (1-180) - DISK			
472.	Expert Report dated October 13, 2017 of Michael Carhart, PhD				
473.	Curriculum Vitae, List of Testimony and Fee Schedule of Michael Carhart, PhD				

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474.	Expert Job file: Carhart(1) ^{474 of 479}	DISK	3-21-18	STIP	3-21-18
475.	Expert Report dated October 19, 2017 of James Funk				
476.	Curriculum Vitae, List of Testimony and Fee Schedule of James Funk				
477.	Expert Job File: Funk	DISK			
478.	DEPO EX - Granat, Aerodynamic Disturbance Testing EXHIBIT-00003		3/14/18	No	3/14/18
479.	DEPO EX - Granat, article, 'Air Blast and the Science of Dynamic Pressure Measurements,' Walter EXHIBIT-00009				
480.	DEPO EX - Granat, article, 'Prevention of Accidents Caused by Rotating Transit Bus Wheels,' Green EXHIBIT-00012				
481.	DEPO EX - Granat, Granat report, Vehicle Dimensions MCI J4500 Coach EXHIBIT-00006				

I Note that Expert Job Files will be attached as flashdrives, any materials expected to be used at the time of testimony will be provided to counsel prior to use with bates numbering and trial exhibit number applied as noted.

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EXHIBIT(S) LIST

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Hearing / Trial Date: 2/12/18

Dept. No.: XIV

Judge: ADRIANA ESCOBAR

Court Clerk: Denise Husted

Plaintiff: Khiabani

Recorder / Reporter: Sandra Anderson

Counsel for Plaintiff: Kemp/Christiansen/Works

vs.

Defendant: Motor Coach Industries

Counsel for Defendant: Roberts/Barger/Terry

TRIAL BEFORE THE COURT

DEFT'S EXHIBITS

[illegible]

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482.	DEPO EX - Granat, Kistler, Blast Pressure Measurement EXHIBIT-00008				
483.	DEPO EX - Granat, 'Protecting Those Who Serve The Blast Gauge System* EXHIBIT-00007				
484.	Expert Report dated October 18, 2017 of Kevin Granat				
485.	Curriculum Vitae, List of Testimony and Fee Schedule of Kevin Granat				
486.	Expert Job File: Granat	DISK			
487.	DEPO EX - Krauss - Article, Travel in a whole new light, EXHIBIT-00006				
488.	Expert Report dated October 16, 2017 of David Krauss, PhD				
489.	Curriculum Vitae, List of Testimony and Fee Schedule of David Krauss, PhD				
490.	Expert Job File: Krauss	DISK			
491.	Expert Report dated October 16, 2017 of Robert Rucoba				
492.	Curriculum Vitae, List of Testimony and Fee Schedule of				

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	Robert Rucoba				
493.	Expert Job File: Rucoba	DISK			
494.	Smith CV / Fee K / Testimony				
495.	Smith report				
496.	G388 Design drawings and product specifications	BELL 0384-411			
497.	Bicycle	Demonstrative			
498.	Helmet	Demonstrative			
499.	Bus engine module control data from subject bus	Demonstrative			
500.	Bus brake data from subject bus	Demonstrative			
501.	Exemplar - S-1 Guard <i>Box</i>	Demonstrative	3/12/18	No	3/12/18
502.	Videotape of bus download	Demonstrative			
503.	Photo		3/11/18	No	3/11/18
504.	Photo		"	"	"
505.	Photo		"	"	"
506.	Photo		"	"	"

M 501 A S-1 Guard 3/12/18
 B * Screws + Manual " " 3/12/18

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507.	Photo		3/1/18	No	3/1/18
508.	Photo		3/2/18	No	3/2/18
509.	Photo		"	"	"
510.	Photo		"	"	"
511.	Photos from 511 ^{Admitted separately}				
512.	Photo		3/6/18	No	3/6/18
513.	Photo		3/6/18	No	3/6/18
514.	Photos (3)	514.001 514.002 514.003	3/7/18	No	3/7/18
515.	Photo		3/12/18	No	3/12/18
516.	Photo		↓	↓	↓
517.	Photo		↓	↓	↓
518.	Photo		↓	↓	↓
519.	Photo		↓	↓	↓
520.	Photo		↓	↓	↓

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TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
511-2	Photos from # 511		3/5/18	No	3/5/18
511-3	"		"	"	"
511-4	"		"	"	"
511-5	"		"	"	"
511-6	"		"	"	"
511-7	"		"	"	"
511-8	"		"	"	"
511-9	"		"	"	"
511-10	"		"	"	"
511-11	"		"	"	"
511-12	"		"	"	"
511-13	"		"	"	"
512	Photo		3/6/18	No	3/6/18
513	Photo		3/6/18	No	3/6/18

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TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
521	Photo		3/12/18	No	3/12/18
522	Photo				
523	Photo				
524	Photo				
525	Photo				
526	Photo				
527	Photo				
528	Photo				
529	Photo				
530	Photo				
531	Photo				
532	Photo				
533	Photo				

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✓ 534	Photo		3/12/18	No	3/12/18
✓ 535	Photo				
✓ 536	Photo				
✓ 537	Photo				
✓ 538	Photo				
✓ 539	Photo				
✓ 540	Photo				
✓ 541	Photo				
✓ 542	Photo				
✓ 543	Photo				
✓ 544	Photo				
✓ 545	Photo				
✓ 546	Photo		✓	✓	✓

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547	Photo		3/12/18	No	3/12/18
548	Photo				
549	Photo				
550	Photo				
551	Photo				
552	Photo				
553	Photo				
554	Photo				
555	Photo				
556	Photo				
557	Photo				
558	Photo				
559	Photo		✓	✓	✓

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560	Photo		3/12/18	No	3/12/18
561	Photo				
562	Photo				
563	Photo				
564	Photo				
565	Photos- 4-61				
566	Photos- 4-71				
567	Thumb Drive		Returned to Counsel		
568	Photo- Int of Bus				
569	Photo- " " "				
570	Photo- Bus/Cycle				
571	Photo- OPINIONS				
572	Photo- ANGLE/TRAVEL				

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573	CONCLUSIONS		3/19/18	N/O	3/19/18
574	Bus Dimensions		3/19/18	N/O	3/19/18
575	Stand. MCI QJ3		3/19/18	N/O	3/19/18
576	Thumb Drive (52, 69, 113, 119, 122, 135, 145, 137, 147) <i>Handwritten: Xmas to everybody</i>		3/19/18	N/O	3/19/18
577	EXRAY - Dr. Khiabani		3/15/18	NO	3/15/18
578	DR. BANCOS OPINIONS		3/15/18	OBJ	3/15/18
579	OPINIONS: DR. KRAUSS		3/19/18	OBJ	3/19/18
580	PHOTO - BUS		3/19/18	N/O	3/19/18
581	PHOTO - BUS w/ SEATS		3/19/18	N/O	3/19/18
582	PLANTZ - EXHIBIT 12		3/19/18	N/O	3/19/18
583	EXHIBIT 17 - TO Depo - PLANTZ		3/19/18	N/O	3/19/18
584	EXHIBIT 18 - TO Depo - PLANTZ		3/19/18	N/O	3/19/18
585	PHOTO - BUS		3-20-18	NO	3-20-18
586	PHOTO - BUS w/ SEATS		3-20-18	NO	3-20-18
587	PHOTO - WINDOW / CAR		3-20-18	NO	3-20-18

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592.	Photo - Exponent Test and Engineering Center, Phoenix, AZ (1 pg)	DEMONSTRATIVE ONLY	03/21/2018	STIP	RETURNS
593.	Summary of Work Performed and Summary of Opinions of Dr. M. Carhart (3 pgs)	593 A. DEMONSTRATIVE 593 B. ADMITTED	03/21/2018 RETURNS TO COUNSEL		3-21-18 593 B
✓ 594.	Photo Right Front Side of Subject Coach and Photo of Scuff Mark on Right Front Side of Subject Coach (2 pgs)		03/21/2018		
✓ 595.	3 Photos of the Subject Bicycle (Handlebars)		03/21/2018		
✓ 596.	3 Photos of the Subject Bicycle (Body of Bicycle)		03/21/2018		
✓ 597.	Diagram of Kayvan Khiabani's Injuries (1 pg)		03/21/2018		
✓ 598.	4 Photos of Kayvan Khiabani's Injuries		03/21/2018		
✓ 599.	Kayvan Khiabani Head Injury Diagram (1 pg)		03/21/2018	↓	↓

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600.	2 Autopsy photos of Kayvan Khiabani		03/21/2018	STIP	3-21-18
601.	Bicycle Riding Demonstrations - Instrumentation (1 pg)		03/21/2018		
602.	Video - Motorcoach Passby THUMB DRIVE		03/21/2018		
603.	Video - Bicyclist THUMB DRIVE Disturbance Wind Rider 2		03/21/2018		
604.	Video - Bicyclist THUMB DRIVE Disturbance Impulse Rider 2 THUMB DRIVE		03/21/2018		
605.	Video - Turning Evaluation Combined THUMB DRIVE		03/21/2018		
605 A	Video Still of Exhibit 605		03/21/2018		
605 B	Video Still of Exhibit 605		03/21/2018		
606.	Photos of Rider Next to Coach (t=0 sec, t=-1.2 sec) (5 pgs)		03/21/2018		
607.	Inspection photographs of the subject helmet (9 pgs)		03/21/2018		

* Defendants reserve the right to supplement this list prior to trial. Defendants do not represent that they *will* use any of said exhibits at trial, only that they may. In addition, Defendants reserve the right to use any document identified in the exhibit list of any other party. Exhibits included on the list may become admissible if a proper foundation is laid for admissibility at trial. The presence of a document on this exhibit list does not constitute an admission that a document is admissible.

CASE NO: A755977	TRIAL: February 12, 2018
DEPT. NO. 14	JUDGE : Honorable Adriana Escobar
	CLERK : Denise Husted
	RECORDER : Sandy Anderson
PLAINTIFF: Khiabani et al	
	COUNSEL FOR PLAINTIFF: Kemp / Christiansen
DEFENDANT: MCI; et al.	
	COUNSEL FOR DEFENDANT: Roberts / Barger

PROPOSED DEFENSE EXHIBITS*

TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
608.	Helmet CT Scans - X-ray Computed Tomography (CT) in Natick (1 pg)		03/21/2018	STP	3-21-18
609.	Video - 3D Exemplar Helmet THUMB DRIVE		03/21/2018		
609 A	Video Still of Exhibit 609		03/21/2018		
610.	Video - Subject Helmet THUMB DRIVE		03/21/2018		
610 A	Video Still of Exhibit 610		03/21/2018		
611.	Video - Subject and Exemplar Helmet Overlay T DRIVE		03/21/2018		
611 A	Video Still of Exhibit 611		03/21/2018		
612.	Video - Subject and Exemplar Helmet Overlay (Lower View) THUMB DRIVE		03/21/2018		
612 A	Video Still of Exhibit 612		03/21/2018		
613.	Graphic of Subject and Exemplar Helmet Overlay		03/21/2018	↓	↓

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CASE NO: A755977	TRIAL: February 12, 2018
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DEFENDANT: MCI; et al.	
	COUNSEL FOR DEFENDANT: Roberts / Barger

PROPOSED DEFENSE EXHIBITS*

TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
614.	Box Containing Carhart Exemplar Helmet with Markings	DEMONSTRATIVE ONLY	03/21/2018	STIP	RETURNED
614 A	Carhart Exemplar Helmet with Markings	DEMONSTRATIVE ONLY	03/21/2018		RETURNED
615.	Digital Exemplar with Markings (5 pgs)		03/21/2018		3-21-18
616.	Helmet Alignment per Stalnaker (3 pgs)	DEMONSTRATIVE ONLY	03/21/2018		RETURNED
617.	Box Containing Carhart Sectioned Exemplar Helmet	DEMONSTRATIVE ONLY	03/21/2018		RETURNED
617 A	Carhart Sectioned Exemplar Helmet	DEMONSTRATIVE ONLY	03/21/2018		RETURNED
618.	Digital Liner Overlay (3 pgs)		03/21/2018		3-21-18
619.	Digital Helmet Alignment with Pavement (6 pgs)		03/21/2018		
620.	Video - Align Exemplar Helmet to Tire	DEMONSTRATIVE ONLY	03/21/2018		RETURNED
620 A	Video Still of Exhibit 620		03/21/2018	↓	3-21-18

* Defendants reserve the right to supplement this list prior to trial. Defendants do not represent that they will use any of said exhibits at trial, only that they may. In addition, Defendants reserve the right to use any document identified in the exhibit list of any other party. Exhibits included on the list may become admissible if a proper foundation is laid for admissibility at trial. The presence of a document on this exhibit list does not constitute an admission that a document is admissible.

CASE NO: A755977	TRIAL: February 12, 2018
DEPT. NO. 14	JUDGE : Honorable Adriana Escobar
	CLERK : Denise Husted
	RECORDER : Sandy Anderson
PLAINTIFF: Khiabani et al	
	COUNSEL FOR PLAINTIFF: Kemp / Christiansen
DEFENDANT: MCI; et al.	
	COUNSEL FOR DEFENDANT: Roberts / Barger

PROPOSED DEFENSE EXHIBITS*

TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
621.	Video - Align Subject Helmet to Tire	<i>DEMONSTRATIVE ONLY</i>	03/21/2018	<i>STIP</i>	
<i>621 A</i>	Video Still of Exhibit 621		03/21/2018		<i>3-21-18</i>
622.	Video - Align Both (Exemplar and Subject Helmets) with Tire Rolling Forward	<i>DEMONSTRATIVE ONLY</i>	03/21/2018		
<i>622 A</i>	Video Still of Exhibit 622		03/21/2018		<i>3-21-18</i>
623.	Helmet Interaction Filmstrip (10 pgs)		03/21/2018		
624.	Carhart Inspection Photo Showing Dual Rear Wheels (2 pgs)		03/21/2018		
625.	Loading Mechanism (10 pgs)		03/21/2018		
626.	S-1 Gard Helmet Alignment (2 pgs)		03/21/2018		
627.	S-1 Gard Installation Instructions with Diagram (3 pgs)		03/21/2018		

* Defendants reserve the right to supplement this list prior to trial. Defendants do not represent that they *will* use any of said exhibits at trial, only that they may. In addition, Defendants reserve the right to use any document identified in the exhibit list of any other party. Exhibits included on the list may become admissible if a proper foundation is laid for admissibility at trial. The presence of a document on this exhibit list does not constitute an admission that a document is admissible.

CASE NO: A755977	TRIAL: February 12, 2018
DEPT. NO. 14	JUDGE : Honorable Adriana Escobar
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	COUNSEL FOR PLAINTIFF: Kemp / Christiansen
DEFENDANT: MCI; et al.	
	COUNSEL FOR DEFENDANT: Roberts / Barger

PROPOSED DEFENSE EXHIBITS*

TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
628.	Illustration of S-1 Gard Would Not Alter Helmet Overlap (4 pgs)		03/21/2018	STIP	3-21-18
629.	Stuntman Video Assessment STILL		03/21/2018		
630.	Video - S-1 Gard Stuntman Video - Segment 3 - "Bicyclist hit. . ." THUMB DRIVE		03/21/2018		
630 A	Video Still of Exhibit 630		03/21/2018		
631.	TCRP Report 215 - Guidebook for Mitigating Fixed-Route Bus-and-Pedestrian Collisions		03/21/2018		
632.	Video - Exponet Sled Test with Helmet PURPLE THUMB DRIVE DEMONSTRATIVE		03/21/2018	OBJ	RETURNED
633.	Video - Exponet Sled Test without Helmet PURPLE THUMB DRIVE DEMONSTRATIVE		03/21/2018	OBJ	RETURNED
634.	S-1 Gards Hazards (Bolt) (4 pgs) DEMONSTRATIVE		03/21/2018	OBJ	RETURNED
635.	S-1 Gards Hazards (Entrapment) (6 pgs) DEMONSTRATIVE		03/21/2018	OBJ	RETURNED

* Defendants reserve the right to supplement this list prior to trial. Defendants do not represent that they will use any of said exhibits at trial, only that they may. In addition, Defendants reserve the right to use any document identified in the exhibit list of any other party. Exhibits included on the list may become admissible if a proper foundation is laid for admissibility at trial. The presence of a document on this exhibit list does not constitute an admission that a document is admissible.

COURT'S EXHIBIT LIST

Case No.: A755977

Hearing / Trial Date: 2/12/18

Dept. No.: 14

Judge: Adriana Escobar

Court Clerk: Denise Husted

Plaintiff: Katayoun Barin

Recorder / Reporter: Sandra Anderson

Counsel for Plaintiff: W. Kemp, P. Christiansen, K. Works, E. Pepperman

vs.

Defendant: Motor Coach Industries

Counsel for Defendant: L. Roberts, D. Barger, M. Terry

TRIAL BEFORE THE COURT

COURT'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1	Note from juror #11-0830	2/23/18	No	2/23/18
2	QUESTION FROM JUROR #11-830	2-26-18	NO	2-26-18
3	" #11-926	"	"	"
4	Question from Juror #11-0885	2/27/18	No	2/27/18
5	Question from Juror #11-0830	2/28/18	No	2/28/18
6	Question from Juror #11-1127	3/1/18	No	3/1/18
7	Question from Juror #11-1229	3/1/18	No	3/1/18
8	Question from Juror #11-1127	3/1/18	No	3/1/18
9	Question from Juror #11-1127 (Not asked)	3/1/18	No	3/1/18
10	M. TERRY'S Opening Pictures	3/2/18	No	3/2/18
11	Plaintiff's Power Point-Opening	3/2/18	No	3/2/18
12	Question from Juror 11-1229	3/2/18	No	3/2/18
13	Question from Juror 11-1229	3/2/18	No	3/2/18
14	Question from Juror 11-0830	3/2/18	No	3/2/18
15	Question from Juror 11-1229	3/2/18	No	3/2/18
16	Question from Juror 11-1047	3/2/18	No	3/2/18
17	Question from Juror 11-0926	3/2/18	No	3/2/18

COURT'S EXHIBIT LIST

Case No: A 755 977

Barin

VS.

MCI

Courts

EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
18	Question from Juror 11-1047	3/2/18	No	3/2/18
19	Question from Juror 11-0937	3/2/18	No	3/2/18
20	Question from Juror 11-0937	3/2/18	No	3/2/18
21	Power Point (Christiansen)	3/5/18	No	3/5/18
22	Question from Juror 11-0830	3/6/18	No	3/6/18
23	Question from Juror 11-0802	3/6/18	No	3/6/18
24	Question from Juror 11-0830	3/7/18	No	3/7/18
25	Question from Juror 11-0853	3/7/18	No	3/7/18
26	Question from Juror 11-0937	3/7/18	No	3/7/18
27	Euro Cyclist Analysis	3/12/18	No	3/12/18
28	Question from Juror 11-1229	3/13/18	No	3/13/18
29	Question from Juror 11-0830	3/13/18	No	3/13/18
30	JURY View Admonition	3/13/18	No	3/13/18
31	Question from Juror 11-0830	3/14/18	No	3/14/18
32	Question from Juror - Not asked	3/14/18	No	3/14/18
33	Question from Juror - 11-0926	3/15/18	No	3/15/18
34	Question from 11-1127	3/15/18	No	3/15/18
35	Smith Economics Group Ltd. 1-20-16	3-16-18	No	3/16/18
36	QUESTION BY JUROR #11-0830	3-21-18	No	3-21-18
37	QUESTION BY JUROR #11-1127	3-21-18	No	3-21-18
38	QUESTION BY JUROR #11-1229	3-21-18	No	3-21-18
39	QUESTION BY JUROR #11-1127	3-21-18	No	3-21-18
40	QUESTION BY JUROR #11-1127	3-21-18	No	3-21-18



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

DANIEL F. POLSENBERG
3993 HOWARD HUGHES PKWY., SUITE 600
LAS VEGAS, NV 89169

DATE: May 24, 2018
CASE: A-17-755977-C

RE CASE: KEON KHIABANI and ARIA KHIABANI, minors by and through their Guardian, MARIE-CLAUDE RIGAUD; SIAMAK BARIN, as Executor of the ESTATE OF KAYVAN KHIABANI, M.D. (Decedent); the ESTATE OF KAYVAN KHIABANI, M.D. (Decedent); SIAMAK BARIN, as Executor of the ESTATE OF KATAYOUN BARIN, DDS (Decedent); the Estate of KATAYOUN BARIN, DDS (Decedent) vs. MOTOR COACH INDUSTRIES, INC.; MICHAELANGELO LEASING NC. dba RYAN EXPRESS; EDWARD HUBBARD; BELL SPORTS, INC. dba GIRO SPORT DESIGN; SEVENPLUS BICYCLES, INC. dba PRO CYCLERY

NOTICE OF APPEAL FILED: May 18, 2018

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☒ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☒ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
- ☐ Case Appeal Statement
 - NRAP 3 (a)(1), Form 2
- ☐ Order
- ☐ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

***Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.*

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; JUDGMENT; NOTICE OF ENTRY OF JUDGMENT; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

KEON KHIABANI and ARIA KHIABANI,
minors by and through their Guardian, MARIE-
CLAUDE RIGAUD; SIAMAK BARIN, as
Executor of the ESTATE OF KAYVAN
KHIABANI, M.D. (Decedent); the ESTATE OF
KAYVAN KHIABANI, M.D. (Decedent);
SIAMAK BARIN, as Executor of the ESTATE
OF KATAYOUN BARIN, DDS (Decedent); the
Estate of KATAYOUN BARIN, DDS
(Decedent),

Plaintiff(s),

vs.

MOTOR COACH INDUSTRIES, INC.;
MICHAELANGELO LEASING NC. dba
RYAN EXPRESS; EDWARD HUBBARD;
BELL SPORTS, INC. dba GIRO SPORT
DESIGN; SEVENPLUS BICYCLES, INC. dba
PRO CYCLERY,

Defendant(s),

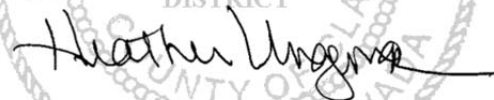
Case No: A-17-755977-C

Dept No: XIV

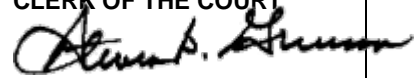
now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 24 day of May 2018.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk



NOAS

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*Additional Counsel Listed on
Signature Block*

DISTRICT COURT

CLARK COUNTY, NEVADA

KEON KHIABANI and ARIA KHIABANI,
minors by and through their Guardian,
MARIE-CLAUDE RIGAUD; SIAMAK
BARIN, as Executor of the Estate of
Kayvan Khiabani, M.D. (Decedent); the
Estate of Kayvan Khiabani, M.D.
(Decedent); SIAMAK BARIN, as Executor
of the Estate of Katayoun Barin, DDS
(Decedent); and the Estate of Katayoun
Barin, DDS (Decedent);

Plaintiffs,

v.

MOTOR COACH INDUSTRIES, INC., a
Delaware corporation; MICHELANGELO
LEASING INC. d/b/a RYAN'S EXPRESS,
an Arizona corporation; EDWARD
HUBBARD, a Nevada resident; BELL
SPORTS, INC. d/b/a GIRO SPORT
DESIGN, a Delaware corporation;
SEVENPLUS BICYCLES, INC. d/v/a
PRO CYCLERY, a Nevada corporation,
DOES 1 through 20; and ROE
CORPORATIONS 1 through 20,

Defendants.

Case No.: A-17-755977-C

Dept. No.: XIV

NOTICE OF APPEAL

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CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of May, 2018, a true and correct copy of the foregoing "Notice of Appeal" was served by e-service, in accordance with the Electronic Filing Procedures of the Eight Judicial District Court.

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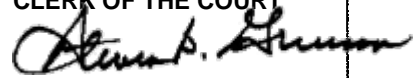
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***Attorney for Defendants
Michelangelo
Leasing Inc. d/b/a Ryan's Express
and
Edward Hubbard***

/s/ Adam Crawford
An Employee of LEWIS ROCA ROTHGERBER CHRISTIE LLP

EXHIBIT A

EXHIBIT A



1 WILL KEMP, ESQ. (#1205)
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8 Las Vegas, Nevada 89101
Telephone: (702) 240-7979

9 *Attorneys for Plaintiffs*

11 **DISTRICT COURT**

12 **COUNTY OF CLARK, NEVADA**

13 KEON KHIABANI and ARIA KHIABANI,
14 minors by and through their natural mother,
KATAYOUN BARIN; KATAYOUN BARIN,
15 individually; KATAYOUN BARIN as
Executrix of the Estate of Kayvan Khiabani,
16 M.D. (Decedent), and the Estate of Kayvan
Khiabani, M.D. (Decedent),

17 Plaintiffs,

18 vs.

19 MOTOR COACH INDUSTRIES, INC.,
20 a Delaware corporation; et al.

21 Defendants.

Case No. A-17-755977-C

Dept. No. XIV

NOTICE OF ENTRY OF JUDGMENT

23 TO: All parties herein; and

24 TO: Their respective counsel;

25 YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that a Judgment was entered
26 in the above entitled matter on April 17, 2018.

27 //

28 //

KEMP, JONES & COULTHARD, LLP
3800 Howard Hughes Parkway
Seventeenth Floor
Las Vegas, Nevada 89169
(702) 385-6000 • Fax (702) 385-6001
kjc@kempjones.com

1 A copy of said Judgment is attached hereto.

2 DATED this 18th day of April, 2018.

3 KEMP, JONES & COULTHARD, LLP

4 

5 WILL KEMP, ESQ. (#1205)

6 ERIC PEPPERMAN, ESQ. (#11679)

7 KEMP, JONES & COULTHARD, LLP

8 3800 Howard Hughes Parkway, 17th Floor

9 Las Vegas, NV 89169

10 -and-

11 PETER S. CHRISTIANSEN, ESQ. (#5254)

12 KENDELEE L. WORKS, ESQ. (#9611)

13 CHRISTIANSEN LAW OFFICES

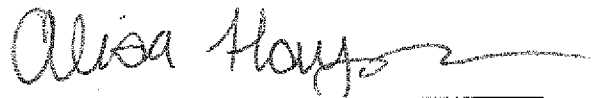
14 810 Casino Center Blvd.

15 Las Vegas, Nevada 89101

16 *Attorneys for Plaintiffs*

17 **CERTIFICATE OF SERVICE**

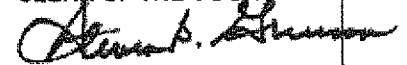
18 I hereby certify that on the 18th day of April, 2018, the foregoing NOTICE OF ENTRY OF
19 JUDGMENT was served on all parties currently on the electronic service list via the Court's
20 electronic filing system only, pursuant to the Nevada Electronic Filing and Conversion Rules,
21 Administrative Order 14-2.

22 

23 An Employee of Kemp, Jones & Coulthard.

KEMP, JONES & COULTHARD, LLP
3800 Howard Hughes Parkway
Seventeenth Floor
Las Vegas, Nevada 89169
(702) 385-6000 • Fax (702) 385-6001
kjc@kempjones.com

Electronically Filed
4/17/2018 4:26 PM
Steven D. Grierson
CLERK OF THE COURT



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16 Attorneys for Plaintiffs

DISTRICT COURT
CLARK COUNTY, NEVADA

17 KEON KHIABANI and ARIA KHIABANI,
18 minors, by and through their Guardian,
19 MARIE-CLAUDE RIGAUD; SIAMAK
20 BARIN, as Executor of the Estate of Kayvan
21 Khiabani, M.D. (Decedent), the Estate of
22 Kayvan Khiabani, M.D. (Decedent);
23 SIAMAK BARIN, as Executor of the Estate
24 of Katayoun Barin, DDS (Decedent); and the
25 Estate of Katayoun Barin, DDS (Decedent);

Plaintiffs,

vs.

20 MOTOR COACH INDUSTRIES, INC.,
21 a Delaware corporation; et al.

Defendants.

Case No.: A-17-755977-C

Dept. No.: XIV

JUDGMENT

24 The above-captioned action having come before the Court for a jury trial
25 commencing on February 12, 2018, the Honorable Adriana Escobar, District
26 Judge, presiding, and the issues having been duly tried, and the jury having duly
27 rendered its special verdict,
28

1 IT IS HEREBY ORDERED, ADJUDGED, and DECREED that, pursuant
2 to the jury's verdict, judgment is entered in favor of Plaintiffs, KEON KHIABANI
3 and ARIA KHIABANI, minors, by and through their Guardian MARIE-CLAUDE
4 RIGAUD, and SIAMAK BARIN, as Executor of the Estate of Kayvan Khiabani,
5 M.D. (Decedent) and as Executor of the Estate of Katayoun ("Katy") Barin, DDS
6 (Decedent), and against Defendant MOTOR COACH INDUSTRIES, INC.
7 ("MCI"), as follows:

8 **KEON KHIABANI DAMAGES**

9 Past Grief and Sorrow, Loss of Companionship, 10 Society, and Comfort:	\$1,000,000.00
11 Future Grief and Sorrow, Loss of Companionship, 12 Society, and Comfort:	\$7,000,000.00
13 Loss of Probable Support:	\$1,200,000.00
14 Pain and Suffering of Decedent, 15 Dr. Kayvan Khiabani:	\$333,333.34
16	
17 TOTAL	\$9,533,333.34

18
19 **ARIA KHIABANI DAMAGES**

20 Past Grief and Sorrow, Loss of Companionship, 21 Society, and Comfort:	\$1,000,000.00
22 Future Grief and Sorrow, Loss of Companionship, 23 Society, and Comfort:	\$5,000,000.00
24 Loss of Probable Support:	\$1,000,000.00
25 Pain and Suffering of Decedent, 26 Dr. Kayvan Khiabani:	\$333,333.33
27	
28 TOTAL	\$7,333,333.33

THE ESTATE OF KATY BARIN DAMAGES

Greif and Sorrow, Loss of Companionship, Society, Comfort, and Consortium suffered by Katy Barin before her October 12, 2017 death:	\$1,000,000.00
Loss of Probable Support before her October 12, 2017 death ³³	\$500,000.00
Pain and Suffering of Decedent, Dr. Kayvan Khiabani:	\$333,333.33
TOTAL	\$1,833,333.33

THE ESTATE OF KAYVAN KHIABANI COMPENSATORY DAMAGES

Medical and Funeral Expenses	\$46,003.62
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PLAINTIFFS' COMBINED TOTAL DAMAGES AWARD:	\$18,746,003.62
--	------------------------

IT IS FURTHER ORDERED, ADJUDGED, and DECREED that, under
 Nev. Rev. Stat. § 18.020, Plaintiffs shall also recover all costs reasonably and
 necessarily incurred in this action in an amount to be determined.

///

///

1 IT IS FURTHER ORDERED, ADJUDGED, and DECREED that, pursuant
2 to Nev. Rev. Stat. § 17.130, Plaintiffs shall receive prejudgment interest, accruing
3 from June 1, 2017, at the rate provided by law, on \$4,546,003.62 of the combined
4 total damages award, as this amount represents past damages for: (i) the grief and
5 sorrow and loss of companionship, society, and comfort suffered by Keon
6 Khiabani (\$1,000,000.00); (ii) the grief and sorrow and loss of companionship,
7 society, and comfort suffered by Aria Khiabani (\$1,000,000.00); (iii) the grief and
8 sorrow and loss of companionship, society, comfort, consortium, and probable
9 support suffered by Katy Barin before her October 12, 2017 death
10 (\$1,500,000.00); (iv) the pain and suffering of Decedent Dr. Kayvan Khiabani
11 (\$1,000,000.00); and (v) the medical and funeral expenses incurred by Decedent
12 Dr. Kayvan Khiabani (\$46,003.62). As of April 11, 2018, the total amount of
13 accrued prejudgment interest is \$246,480.55.¹

14 IT IS FURTHER ORDERED, ADJUDGED, and DECREED that Plaintiffs'
15 total judgment shall bear post-judgment interest at the rate provided by law, which
16 is currently 6.5%/year, until satisfied.

17 IN SUM, judgment upon the verdict in favor of Plaintiffs is hereby given
18 for Eighteen Million Seven Hundred Forty-Six Thousand Three and 62/100
19 Dollars (\$18,746,003.62) against Defendant MCI, with prejudgment interest, as
20 described above, and with post-judgment interest continuing to accrue on the total
21 judgment amount from the date this Judgment is entered until it is fully satisfied.

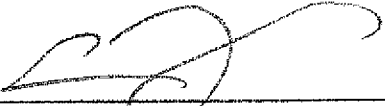
22 Dated this 17th day of April, 2018.

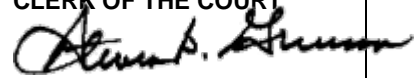
23
24 
25 DISTRICT COURT JUDGE

26
27 ¹ 06/01/2017 - 06/30/2017 \$21,484.53(30 days @ \$716.15/daily @ 5.750%/year);
28 07/01/2017 - 12/31/2017 \$143,230.23(184 days @ \$778.43/daily @ 6.250%/year);
1/01/2018 - 04/11/2018 \$81,765.78(101 days @ \$809.56/daily @ 6.500%/year)

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DISTRICT COURT

CLARK COUNTY, NEVADA

KEON KHIABANI and ARIA KHIABANI,
minors by and through their Guardian,
MARIE-CLAUDE RIGAUD; SIAMAK
BARIN, as Executor of the Estate of
Kayvan Khiabani, M.D. (Decedent); the
Estate of Kayvan Khiabani, M.D.
(Decedent); SIAMAK BARIN, as Executor
of the Estate of Katayoun Barin, DDS
(Decedent); and the Estate of Katayoun
Barin, DDS (Decedent);

Plaintiffs,

v.

MOTOR COACH INDUSTRIES, INC., a
Delaware corporation; MICHELANGELO
LEASING INC. d/b/a RYAN'S EXPRESS,
an Arizona corporation; EDWARD
HUBBARD, a Nevada resident; BELL
SPORTS, INC. d/b/a GIRO SPORT
DESIGN, a Delaware corporation;
SEVENPLUS BICYCLES, INC. d/v/a
PRO CYCLERY, a Nevada corporation,
DOES 1 through 20; and ROE
CORPORATIONS 1 through 20,

Defendants.

Case No.: A-17-755977-C

Dept. No.: XIV

CASE APPEAL STATEMENT

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement:

Defendant MOTOR COACH INDUSTRIES, INC.

2. Identify the judge issuing the decision, judgment, or order appealed from:

THE HONORABLE ADRIANA ESCOBAR

3. Identify each appellant and the name and address of counsel for each appellant:

Attorneys for Appellant Motor Coach Industries, Inc.

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4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

Attorneys for Respondents Keon Khiabani and Aria Khiabani, minors by and through their guardian, Marie-Claude Rigaud; Siamak Barin, as executor of the Estate of Kayvan Khiabani, M.D. (Decedent); the Estate of Kayvan Khiabani, M.D. (Decedent); Siamak

1 *Barin, as Executor of the Estate of Katayoun Barin, DDS (Decedent);*
2 *and the Estate of Katayoun Barin, DDS (Decedent)*

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- 15 5. Indicate whether any attorney identified above in response to question 3
16 or 4 is not licensed practice law in Nevada and, if so, whether the district
17 court granted that attorney permission to appear under SCR 42 (attach a
18 copy of any district court order granting such permission):

19 N/A

- 20 6. Indicate whether appellant was represented by appointed or retained
21 counsel in the district court:

22 Retained counsel

- 23 7. Indicate whether appellant is represented by appointed or retained
24 counsel on appeal:

25 Retained counsel

- 26 8. Indicate whether appellant was granted leave to proceed in forma
27 pauperis, and the date of entry of the district court order granting such
28 leave:

N/A

9. Indicate the date the proceedings commenced in the district court, *e.g.*,
date complaint, indictment, information, or petition was filed:

"Complaint and Demand for Jury," filed May 25, 2017

10. Provide a brief description of the nature of the action and result in the
district court, including the type of judgment or order being appealed and
the relief granted by the district court:

This is a strict-liability action arising from the death of a
bicyclist who swerved into the path of a moving motor coach in
traffic. The jury returned a verdict in favor of plaintiffs. Defendant
appeals from the judgment on the jury verdict.

11. Indicate whether the case has previously been the subject of an appeal or an original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding.

N/A

12. Indicate whether this appeal involves child custody or visitation:

This case does not involve child custody or visitation.

13. If this is a civil case, indicate whether this appeal involves the possibility of settlement:

Undersigned counsel is not aware of any circumstances that make settlement impossible.

DATED this 18th day of May, 2018.

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CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of May, 2018, a true and correct copy of the foregoing "Notice of Appeal" was served by e-service, in accordance with the Electronic Filing Procedures of the Eight Judicial District Court.

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***Attorney for Defendants
Michelangelo
Leasing Inc. d/b/a Ryan's Express
and
Edward Hubbard***

/s/ Adam Crawford
An Employee of LEWIS ROCA ROTHGERBER CHRISTIE LLP

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

§
§
§
§
§

Location: **Department 14**
Judicial Officer: **Escobar, Adriana**
Filed on: **05/25/2017**
Case Number History:
Cross-Reference Case Number: **A755977**

CASE INFORMATION

Statistical Closures

10/24/2017 Transferred (before trial)

Case Type: **Product Liability**

Case Flags: **Appealed to Supreme Court**
Jury Demand Filed
Arbitration Exemption Granted
Other Civil Matters

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-17-755977-C
Court Department 14
Date Assigned 05/30/2017
Judicial Officer Escobar, Adriana

PARTY INFORMATION

Plaintiff

Barin, Katayoun
Estate of Kayvan Khibani M.D.

Kemp, William Simon
Retained
7023856000(W)

Defendant

Bell Sports Inc

Hubbard, Edward
Michelangelo Leasing Inc

Stoberski, Michael E
Retained
7023844012(W)

Motor Coach Industries Inc

Sevenplus Bicycles Inc

Freeman, Eric O.
Retained
7022287717(W)

Roberts, D Lee, Jr.
Retained
702-938-3838(W)

Vista Outdoor Inc
Removed: 06/06/2017
Inactive

Nunez, Michael J.
Retained
7023603956(W)

Special Master

Hale, Floyd

Hale, Floyd A.
Retained
7023821414(W)

DATE

EVENTS & ORDERS OF THE COURT

INDEX
















05/25/2017
















Complaint With Jury Demand

Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin,

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C














	Katayoun <i>Complaint and Demand for Jury Trial</i>
05/25/2017	 Initial Appearance Fee Disclosure <i>Initial Appearance Fee Disclosure (NRS Chapter 19)</i>
05/26/2017	 Summons <i>Summons Edward Hubbard</i>
05/26/2017	 Summons <i>Summons Michelangelo Leasing, Inc.</i>
05/26/2017	 Summons <i>Summons Motor Coach Industries, Inc.</i>
05/26/2017	 Summons <i>Summons Vista Outdoor, Inc., d/b/a Giro Sport Design</i>
05/26/2017	 Peremptory Challenge Filed by: Executor Barin, Katayoun <i>Peremptory Challenge</i>
05/30/2017	 Notice of Department Reassignment <i>Notice of Department Reassignment</i>
05/30/2017	 Ex Parte Motion Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun <i>Ex Parte Motion for Order Requiring Bus Company and Driver to Preserve and Immediately Turn Over Relevant Electronic Monitoring Information from Bus and Driver Cell Phone</i>
06/06/2017	 Minute Order (12:30 PM) (Judicial Officer: Escobar, Adriana)
06/06/2017	 Acceptance of Service <i>Acceptance of Service</i>
06/06/2017	 Amended Complaint Filed By: Executor Barin, Katayoun <i>Amended Complaint and Demand for Jury Trial</i>
06/06/2017	 Initial Appearance Fee Disclosure Filed By: Executor Barin, Katayoun <i>Initial Appearance Fee Disclosure (NRS Chapter 19)</i>
06/09/2017	 Summons Electronically Issued - Service Pending <i>Summons</i>
06/09/2017	 Summons Electronically Issued - Service Pending <i>Summons Bell Sports, Inc.</i>
06/12/2017	 Acceptance of Service Filed By: Executor Barin, Katayoun <i>Acceptance of Service for Bell Sports, Inc.</i>

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

06/12/2017	 Application Filed By: Subject Minor Khiabani, Keon <i>Application for TRO</i>
06/12/2017	 Motion for Preferential Trial Setting Filed By: Subject Minor Khiabani, Keon <i>Plaintiffs' Motion for Preferential Trial Setting Under NRS 16.025(2)</i>
06/14/2017	 Summons Filed by: Subject Minor Khiabani, Keon <i>Summons</i>
06/14/2017	 Summons Filed by: Subject Minor Khiabani, Keon <i>Summons</i>
06/14/2017	 Summons Filed by: Subject Minor Khiabani, Keon <i>Summons</i>
06/15/2017	 Motion for Temporary Restraining Order (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Per Pltf's App for TRO requiring Bus Co. & Driver to Preserve & Immediately Turn over Relevant Electronic Monitoring Information from Bus and Driver Cell Phone on OST.</i>
06/20/2017	 Summons Filed by: Subject Minor Khiabani, Keon <i>Summons</i>
06/20/2017	 Order <i>Order Denying Without Prejudice Plaintiffs' Ex Parte Motion for Order Requiring Bus Company and Bus Driver to Preserve and Immediately Turn Over Relevant Electronic Monitoring Information From Bus and Drive Cell Phone</i>
06/22/2017	 Notice of Entry <i>Notice of Entry of Order Denying Without Prejudice Plaintiffs' Ex Parte Motion for Order Requiring Bus Company and Bus Driver to Preserve and Immediately Turn Over Relevant Electronic Monitoring Information from BUs and Driver Cell Phone</i>
06/28/2017	 Answer to Amended Complaint Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Defendants Michelangelo Leasing Inc. dba Ryan's Express and Edward Hubbard's Answer to Plaintiffs' Amended Complaint</i>
06/28/2017	 Initial Appearance Fee Disclosure Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Initial Appearance Fee Disclosure</i>
06/28/2017	 Demand for Jury Trial Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Demand for Jury Trial</i>
06/29/2017	 Opposition Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

Defendants Michelangelo Leasing Inc. dba Ryan's Express and Edward Hubbard's Opposition to Plaintiffs' Motion for Preferential Trial Setting

06/29/2017	 Opposition to Motion Filed By: Defendant Bell Sports Inc <i>Defendant Bell Sports, Inc.'s Opposition To Plaintiffs' Motion For Preferential Trial Setting Under NRS 16.025(2)</i>
06/30/2017	 Answer to Amended Complaint Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Answer to Plaintiffs' Amended Complaint</i>
06/30/2017	 Initial Appearance Fee Disclosure Filed By: Defendant Motor Coach Industries Inc <i>Initial Appearance Fee Disclosure (NRS Chapter 19)</i>
06/30/2017	 Answer to Amended Complaint Filed By: Defendant Sevenplus Bicycles Inc <i>Defendant Sevenplus Bicycles, Inc d/b/a Pro Cyclery's Answer to Plaintiff's Amended Complaint</i>
06/30/2017	 Initial Appearance Fee Disclosure <i>Defendant Sevenplus Bicycles Inc. d/b/a Pro Cyclery's Initial Apperance Fee Disclosure</i>
06/30/2017	 Demand for Jury Trial <i>Defendant Sevenplus Bicycles, Inc . d/b/a Pro Cyclery's Demand for Jury Trial</i>
06/30/2017	 Opposition to Motion Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Opposition to Plaintiff's Motion for Preferential Trial Setting Under NRS 16.025(2)</i>
06/30/2017	 Notice of Early Case Conference Filed By: Executor Barin, Katayoun <i>Notice of Early Case Conference</i>
07/03/2017	 Answer to Amended Complaint Filed By: Defendant Bell Sports Inc <i>Defendant Bell Sports, Inc.'s Answer To Plaintiff's Amended Complaint</i>
07/03/2017	 Initial Appearance Fee Disclosure Filed By: Defendant Bell Sports Inc <i>Defendant Bell Sports, Inc.'s Initial Appearance Fee Disclosure</i>
07/03/2017	 Demand for Jury Trial Filed By: Defendant Bell Sports Inc <i>Defendant Bell Sports, Inc.'s Demand For Jury Trial</i>
07/05/2017	 Order Filed By: Executor Barin, Katayoun <i>Order Granting in Part and Denying in Part Plaintiffs' Application Under NRCP 65(b) for Temporary Restraining Order</i>
07/07/2017	 Amended Notice of Early Case Conference

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

Filed By: Executor Barin, Katayoun
Amended Notice of Early Case Conference

07/07/2017



Joinder

Filed By: Defendant Sevenplus Bicycles Inc
Defendant Sevenplus Bicycles Inc dba Pro Cyclery's Joinder to Defendant Bell Sport Inc's Opposition to Plaintiffs' motion for Preferential Trial Setting Under NRS 16.025(2)

07/07/2017



Joinder

Filed By: Defendant Sevenplus Bicycles Inc
Defendant Sevenplus Bicycles Inc dba pro Cyclery's Joinder to Defendant Motion Coach Industries Inc's Opposition to Plaintiffs' Motion for Preferential Trial Setting Under NRS 16.025(2)

07/07/2017



Joinder

Filed By: Defendant Sevenplus Bicycles Inc
Defendant Sevenplus Bicycles Inc dba Pro Cyclery's Joinder to Defendant michelangelo Leasing Inc dba Ryan's Express and Edward Hubbard's Opposition to Plaintiffs' Motion for Preferential Trial Setting

07/11/2017



Notice of Entry of Order

Filed By: Executor Barin, Katayoun
Notice of Entry of Order

07/11/2017



Order Admitting to Practice

Filed By: Defendant Motor Coach Industries Inc
Order Admitting to Practice

07/11/2017



Motion to Associate Counsel

Filed By: Defendant Motor Coach Industries Inc
Motion to Associate Counsel on Order Shortening Time (Darrell L Barger, John C Dacus and Brian Rawson)

07/11/2017



Notice of Entry of Order

Filed By: Defendant Motor Coach Industries Inc
Notice of Entry of Order Admitting to Practice

07/13/2017



Notice of Early Case Conference

Filed By: Executor Barin, Katayoun
Notice of Continued Early Case Conference

07/13/2017



Reply to Opposition

Filed by: Executor Barin, Katayoun
Plaintiffs' Combined Reply to Defendants Three Oppositions to Motion for Preferential Trial Setting

07/19/2017



Supplemental Brief

Filed By: Defendant Motor Coach Industries Inc
Defendant Motor Coach Industries, Inc.'s Supplemental Brief in Opposition to Plaintiffs' Request for Preferential Trial Setting

07/20/2017



Motion for Preferential Trial Setting (9:30 AM) (Judicial Officer: Jones, Tierra)
Plaintiffs' Motion for Preferential Trial Setting Under NRS 16.025(2)







07/20/2017



Order

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Order Granting Plaintiffs' Motion for Preferential Trial Setting














07/20/2017	 Notice of Entry of Order <i>Notice of Entry of Order Granting Plaintiffs' Motion for Preferential Trial Setting</i>
07/24/2017	 Special Master Order Filed by: Special Master Hale, Floyd <i>Special Master Report re: July 24, 2017 hearing</i>
07/25/2017	 Special Master Order <i>Special Master Report</i>
07/25/2017	 Notice of Special Master Hearing Filed By: Other Hale, Floyd <i>Notice of Special Master Hearing</i>
07/25/2017	 Application for Issuance of Commission to Take Deposition Party: Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Application for Issuance of Commission to Take Deposition Out of State of Custodian of Records of Keck Hospital of USC (Pathology)</i>
07/26/2017	 Commission to Take Deposition Outside the State of Nevada <i>Commission to Take Deposition Out of State Of Custodian Records of Keck Hospital of USC</i>
07/31/2017	 Commissioners Decision on Request for Exemption - Granted <i>Commissioner's Decision on Request for Exemption - Granted</i>
08/02/2017	 Disclosure Statement Party: Defendant Bell Sports Inc <i>Defendant Bell Sports, Inc.'s Rule 7.1 Disclosure Statement</i>
08/03/2017	 Disclosure of Documents and Witnesses Pursuant to NRCP 16.1 Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Initial Disclosure Pursuant to NRCP 16.1</i>
08/03/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Early Case Conference Disclosures Pursuant to NRCP 16.1(a)(1)</i>
08/03/2017	 Motion to Reconsider Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Defendants Michelangelo Leasing Inc. and Edward Hubbard's Motion for Reconsideration Regarding the Court Granting Plaintiffs' Motion for Preferential Trial Setting</i>
08/07/2017	 Notice of Special Master Hearing <i>Notice of Special Master Hearing</i>
08/10/2017	 Disclosure Statement Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s NRCP 7.1 Disclosure</i>
08/11/2017	 Order Admitting to Practice Filed By: Defendant Bell Sports Inc <i>Order Admitting to Practice - Brian Keith Gibson</i>

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08/11/2017	 Order Admitting to Practice Filed By: Defendant Bell Sports Inc <i>Order Admitting to Practice - C. Scott Toomey</i>
08/14/2017	 Joinder Filed By: Defendant Sevenplus Bicycles Inc <i>Defendant SevenPlus Bicycles, Inc. dba Pro Cyclery's Joinder to Defendant Ryan's Express and Edward Hubbard's Motion for Reconsideration</i>
08/14/2017	 Joinder Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Joinder to Michelangelo Leasing Inc. and Edward Hubbard's Motion for Reconsideration Regarding the Court Granting Plaintiffs' Motion for Preferential Trial Setting</i>
08/15/2017	CANCELED Motion to Associate Counsel (3:00 AM) <i>Vacated - per Order</i> <i>On OST</i>
08/16/2017	 Notice of Deposition <i>Notice of Deposition of Custodian of Records Only Of Cricket Communications, Inc., In C/O Neustar</i>
08/16/2017	 Subpoena Duces Tecum <i>Subpoena Duces Tecum To Custodian of Records of Cricket Communications, Inc., In C/o Neustar</i>
08/16/2017	 Application for Issuance of Commission to Take Deposition <i>Application for Issuance of Commission TO Take Deposition Out of State Of Custodian Of Records of Cricket Communications, Inc., In C/o Neustar</i>
08/16/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s First Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
08/16/2017	 Case Management Order <i>Case Management Order</i>
08/17/2017	 Commission to Take Deposition Outside the State of Nevada Filed By: Subject Minor Khiabani, Keon <i>Commission to Take Deposition Out of State Of Custodian of Records of Cricket Communications, Inc., In C/O Neustar</i>
08/18/2017	 Opposition <i>Plaintiffs' Opposition to Defendants Michelangelo Leasing Inc. and Edward Hubbard's Motion for Reconsideration Regarding the Court Granting Plaintiffs' Motion for Preferential Trial Setting and All Joinders Thereto</i>
08/18/2017	 Notice of Entry of Order <i>Notice of Entry of Order (CMO)</i>
08/18/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Second Supplement to Initial Disclosure Pursuant to NRCP</i>

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16.1















08/18/2017	 Subpoena Electronically Issued Filed by: Defendant Motor Coach Industries Inc <i>Subpoena Duces Tecum to the Custodian of Records of Nevada State Board of Medical Examiners</i>
08/18/2017	 Special Master Order <i>Special Master Order</i>
08/21/2017	 Notice of Entry of Order Filed By: Defendant Bell Sports Inc <i>Notice of Entry of Order Admitting to Practice - Gibson</i>
08/21/2017	 Notice of Entry of Order Filed By: Defendant Bell Sports Inc <i>Notice of Entry of Order Admitting to Practice - Toomey</i>
08/21/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Defendant Bell Sports, Inc.'s Initial Early Case Conference Disclosure of Witnesses and Documents</i>
08/22/2017	CANCELED Motion to Associate Counsel (3:00 AM) <i>Vacated</i>
08/22/2017	 Notice of Special Master Hearing <i>Notice of Special Master Hearing</i>
08/23/2017	 Order Admitting to Practice Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Order Admitting to Practice</i>
08/23/2017	 Amended Subpoena Duces Tecum Filed By: Subject Minor Khiabani, Keon <i>Amended Subpoena Duces Tecum to Custodian of Records of Cricket Communications, INC., in c/o Neustar</i>
08/23/2017	 Notice of Entry Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Notice of Entry of Order</i>
08/24/2017	 Special Master Order <i>Special Master Report</i>
08/24/2017	 Stipulation and Order Filed by: Defendant Motor Coach Industries Inc <i>Stipulated Protective Order</i>
08/24/2017	 Order Filed By: Defendant Motor Coach Industries Inc <i>Order Admitting to Practice</i>
08/24/2017	 Motion to Associate Counsel

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	Filed By: Defendant Motor Coach Industries Inc <i>Motion to Associate Counsel on Order Shortening Time</i>
08/24/2017	 Motion to Associate Counsel Filed By: Defendant Bell Sports Inc <i>Motion to Associate Counsel on Order Shortening Time - Ughetta</i>
08/25/2017	 Order Admitting to Practice Filed By: Defendant Bell Sports Inc <i>Order Admitting to Practice - Ughetta</i>
08/25/2017	 Notice of Entry of Order Filed By: Defendant Bell Sports Inc <i>Notice of Entry of Order Admitting to Practice - James Ughetta</i>
08/25/2017	 Notice of Entry of Order Filed By: Defendant Motor Coach Industries Inc <i>Notice of Entry of Stipulated Protective Order</i>
08/25/2017	 Notice of Entry of Order Filed By: Defendant Motor Coach Industries Inc <i>Notice of Entry of Order Admitting to Practice</i>
08/29/2017	 Motion to Associate Counsel Filed By: Defendant Motor Coach Industries Inc <i>Motion to Associate Counsel</i>
08/29/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' First Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
08/30/2017	 Reply to Opposition Filed by: Defendant Sevenplus Bicycles Inc <i>Defendant SevenPlus Bicycles, Inc. d/b/a Pro Cyclery's Reply to Plaintiffs' Opposition to Ryan's Express and Edward Hubbard's Mtn for Reconsideration</i>
08/31/2017	 Errata Filed By: Defendant Sevenplus Bicycles Inc <i>Defendant SevenPlus Bicycles, Inc. d/b/a Pro Cyclery's ERRATA to Reply to Plaintiffs' Oppsoition to Defendant Ryan's Express and Edward Hubbard's Motion for Reconsideration Regarding the Court Granting Plaintiffs' Motion for Preferential Trial Setting and All Joinders Thereto</i>
08/31/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Second Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
09/01/2017	 Notice of Deposition <i>Amended Notice of Videotape/Video-Conference Deposition of Porcia Hubbard</i>
09/01/2017	 Deposition Subpoena <i>Subpoena</i>
09/01/2017	 Application for Issuance of Commission to Take Deposition

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Application for Issuance of Commission to Take Deposition Out of State of Porcia Hubbard

09/01/2017	 Commission Issued Party: Subject Minor Khiabani, Keon <i>Commission to Take Deposition Out of State of Porcia Hubbard</i>
09/01/2017	 Commission to Take Deposition Outside the State of Nevada <i>Commission to Take Deposition Out of State of Porcia Hubbard</i>
09/06/2017	 Order Admitting to Practice Filed By: Defendant Motor Coach Industries Inc <i>Order Admitting to Practice</i>
09/06/2017	 Stipulation and Order Filed by: Defendant Motor Coach Industries Inc <i>Stipulation and Order to Continue Hearing on Motion for Reconsideration</i>
09/07/2017	 Notice of Entry of Order Filed By: Defendant Motor Coach Industries Inc <i>Notice of Entry of Order Admitting to Practice</i>
09/07/2017	 Notice of Entry of Order Filed By: Defendant Motor Coach Industries Inc <i>Notice of Entry of Stipulation and Order to Continue Hearing on Motion for Reconsideration</i>
09/08/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Michaelangelo Leasing, Inc. dba Ryan's Express and Edward Hubbard's Initial 16.1 Disclosure of Witnesses and Documents</i>
09/11/2017	 Notice of Change of Address Filed By: Defendant Sevenplus Bicycles Inc <i>Notice of Change of Address</i>
09/11/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Third Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
09/11/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Third Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
09/11/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Notice of Filing Partial Expert Report of Larry D. Stokes, Ph.D.</i>
09/12/2017	 Special Master Order <i>Special Master Report and Order Allowing Motor Coach Industries to Commence Edward Hubbard Deposition</i>
09/12/2017	 Notice of Special Master Hearing <i>Notice of Special Master Hearing</i>
09/14/2017	 Objection

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	Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Notice of Filing Second Partial Expert Report of Larry D. Stokes, Ph.D.</i>
09/14/2017	 Notice of Deposition <i>Notice of Video Conference / Videotape Deposition of Pablo Fierros</i>
09/14/2017	 Deposition Subpoena <i>Subpoena</i>
09/14/2017	 Application for Issuance of Commission to Take Deposition <i>Application for Issuance of Commission to Take Deposition Out of State of Pablo Fierros</i>
09/18/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Notice of Filing Third Partial Expert Report of Larry D. Stokes, Ph.D.</i>
09/19/2017	 Supplement <i>Plaintiffs' Supplement to Opposition to Defendants Michelangelo Leasing Inc. and Edward Hubbard's Motion for Reconsideration Regarding the court Granting Plaintiffs' Motion for Preferential Trial Setting and All Joinders Thereto</i>
09/19/2017	 Brief Filed By: Defendant Bell Sports Inc <i>Bell Sports, Inc's Brief In Support of Discovery Status</i>
09/19/2017	 Commission Issued <i>Commission to Take Deposition Out of State of Pablo Fierros</i>
09/20/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Fourth Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
09/20/2017	 Supplement Filed by: Defendant Motor Coach Industries Inc <i>Supplement to Motor Coach Industries, Inc.'s Joinder to Michelangelo Leasing Inc. and Edward Hubbard's Motion for Reconsideration Regarding the Court Granting Plaintiffs' Motion for Preferential Trial Setting</i>
09/21/2017	Status Check (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Trial Readiness</i>
09/21/2017	Motion For Reconsideration (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendants Michelangelo Leasing Inc. and Edward Hubbard's Motion for Reconsideration Regarding the Court Granting Plaintiffs' Motion for Preferential Trial Setting</i>
09/21/2017	Joinder (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant SevenPlus Bicycles, Inc. dba Pro Cyclery's Joinder to Defendant Ryan's Express and Edward Hubbard's Motion for Reconsideration</i>
09/21/2017	Joinder (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant Motor Coach Industries, Inc.'s Joinder to Michelangelo Leasing Inc. and Edward Hubbard's Motion for Reconsideration Regarding the Court Granting Plaintiffs' Motion for Preferential Trial Setting</i>
09/21/2017	 All Pending Motions (9:30 AM) (Judicial Officer: Escobar, Adriana)

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09/21/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Fourth Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
09/22/2017	 Motion for Good Faith Settlement Filed By: Defendant Sevenplus Bicycles Inc <i>Defendant SevenPlus Bicycles, Inc d/b/a Pro Cyclery's Motion for Determination of Good Faith Settlement</i>
09/25/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Fifth Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
09/27/2017	 Special Master Order <i>Special Master Report</i>
09/27/2017	 Notice of Special Master Hearing <i>Notice of Special Master Hearing</i>
09/28/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Defendant Bell Sports, Inc.'s First Supplement to Initial Early Case Conference Disclosure of Witnesses and Documents</i>
10/03/2017	 Special Master Order <i>Special Master Report Regarding Dr. Jack E. Hubbard Deposition</i>
10/05/2017	 Motion to Compel Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Motion to Compel Production of Documents by Las Vegas Metropolitan Police Department on Order Shortening Time</i>
10/05/2017	 Reporters Transcript Filed By: Defendant Motor Coach Industries Inc; Executor Barin, Katayoun <i>Reporter's Transcription of Motion for Temporary Restraining Order - June 15, 2017</i>
10/05/2017	 Reporters Transcript Filed By: Defendant Motor Coach Industries Inc; Executor Barin, Katayoun <i>Reporter's Transcription of Motion for Preferential Trial Setting - July 20, 2017</i>
10/05/2017	 Reporters Transcript Filed By: Defendant Motor Coach Industries Inc; Executor Barin, Katayoun <i>Reporter's Transcription of Motion of Status Check and Motion for Reconsideration with Joinder - September 21, 2017</i>
10/06/2017	 Notice of Hearing Filed By: Defendant Motor Coach Industries Inc <i>Notice of Hearing on Defendant Motor Coach Industries, Inc.'s Motion to Compel Production of Documents By Las Vegas Metropolitan Police Department on Order Shortening Time</i>
10/09/2017	 Objection Filed By: Defendant Motor Coach Industries Inc

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Objections to Defendant Bell Sports, Inc.'s Second Supplement to Initial Early Case Conference Disclosure of Witnesses and Documents

10/09/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Michelangelo Leasing, Inc. dba Ryan's Express and Edward Hubbard's First Supplemental 16.1 Disclosure of Witnesses and Documents</i>
10/09/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Sixth Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
10/10/2017	 Notice of Special Master Hearing Filed By: Other Hale, Floyd <i>Notice of Special Master Hearing</i>
10/10/2017	 Special Master Order <i>Special Master Report</i>
10/10/2017	 Motion <i>Plaintiffs' Motion to Allow Plaintiffs To Present a Jury Questionnaire Prior to Voir Dire On Order Shortening Time</i>
10/10/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Fifth Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
10/12/2017	CANCELED Motion (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Vacated - per Stipulation and Order</i> <i>Plaintiffs' Motion to Allow Plaintiffs to Present a Jury Questionnaire Prior to Voir Dire on OST</i>
10/13/2017	 Declaration Filed By: Subject Minor Khiabani, Keon <i>Declaration of service Detective Kenneth Salisbury</i>
10/16/2017	 Notice of Special Master Hearing <i>Notice of Rescheduled Special Master Hearing</i>
10/16/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Expert Witness Disclosure Pursuant to NRCP 16.1(a)(2) (Damages Only)</i>
10/16/2017	 Designation of Expert Witness Filed By: Defendant Motor Coach Industries Inc <i>Designation of Expert Witnesses</i>
10/16/2017	 Special Master Order <i>Special Master Order</i>
10/17/2017	 Designation of Expert Witness Filed By: Defendant Motor Coach Industries Inc <i>First Supplement to Designation of Expert Witnesses</i>













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10/17/2017	 Notice of Association of Counsel <i>Notice of Association of Counsel</i>
10/17/2017	 Notice <i>Notice of Submittal</i>
10/17/2017	 Notice of Removal Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Notice of Filing Notice of Removal</i>
10/24/2017	CANCELED Motion for Determination of Good Faith Settlement (9:30 AM) (Judicial Officer: Hardcastle, Kathy) <i>Vacated</i> <i>Defendant Sevenplus Bicycles Inc dba Pro Cycler's Motion for Determination of Good Faith Settlement</i>
10/24/2017	CANCELED Motion to Compel (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Vacated</i> <i>Defendant Motor Coach Industries Inc's Motion to Compel Production of Documents by Las Vegas Metropolitan Police Department on OST</i>
10/24/2017	 Order to Statistically Close Case <i>Civil Order to Statistically Close Case</i>
10/25/2017	 Notice of Special Master Hearing Filed By: Other Hale, Floyd <i>Notice of Cancellation of Special Master Hearing</i>
10/27/2017	 Motion for Summary Judgment Filed By: Executor Barin, Katayoun <i>Motion for Summary Judgment On Foreseeability of Bus Interaction With Pedestrians or Bicyclists (Including Sudden Bicycle Movement)</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 1 to Preclude Reference Or Argument Regarding The Alleged Negligence of Third Parties (I.E., Michelangelo and Hubbard)</i>
10/27/2017	 Motion in Limine <i>Motion In Limine No. 2 To Preclude Any Reference To Settling Defendants (Including Claims, Settlement and Amounts)</i>
10/27/2017	 Motion in Limine <i>Motion In Limine No. 3 To Preclude Defendant MCI from Arguing That Decedent Was Contributorily Negligent</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 4 To Preclude MCI From Making Excessive Reference to the Fact that Plaintiffs Are of Iranian or "Persian" Descent</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 5 To Preclude Defendants From Arguing Or Suggesting That Plaintiffs Must Prove That The Bus Had Any Specific Defect</i>

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10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 6 To Preclude Defendants From Mentioning That Defense Expert Dr. Michael Baden ("OJ's Medical Examiner) Worked For the Christiansen Law Firm</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 7 To Preclude Defendant MCI From Arguing That The Alleged Lack of Proximity Sensors From A Third party ("Commercial Availability") As A Defense Where the True Issue Is Whether Proximity Sensors Were Technologically "Feasible"</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 8 To Pre Instruct The Jury With Standard Instructions For Product Liability Claims</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 9 To Preclude Metro Report And/Or Opinions From Metro Officers</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 10 To Pre Admit Funeral Video and Funeral Slide Show</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 11 Pre Admit 1993 Generic Bus Wind Testing By MCI</i>
10/27/2017	 Motion in Limine <i>Motion In Limine No. 12 To Preclude MCI Expert Rucoba From Offering Meteorologist Opinions Regarding Wind Speed At The Time Of the Accident (Including But Not Limited To The Wildly Unsupported Claim That Wind Speeds At 10:30 a.m. Were "16 to 17 MILES Per Hours" And "Winds Were Gusting to 30 Miles Per Hour"</i>
10/27/2017	 Motion in Limine <i>Motion In Limine No. 13 Preclude Defendants From Arguing Or Referencing Rigged Air Blast Testing That Is Not Substantially Similar Because It Used Stationary Bike and Not A Moving Bike</i>
10/27/2017	 Motion in Limine <i>Motion In Limine No. 14 To Designate Virgil Hoogestraat As Managing Speaking Agent of MCI</i>
10/27/2017	 Motion in Limine Filed By: Executor Barin, Katayoun <i>Motion In Limine No. 15 To Designate Bryan Couch as Managing Speaking Agent Of Motor Coach Industries, Inc.</i>
10/27/2017	 Motion in Limine <i>Motion In Limine No. 16 To Pre Admit June 2001 Article As Notice of Potential Rear Tire Suction Hazard And Need For Protective Guard</i>
10/30/2017	 Notice of Hearing Filed By: Defendant Sevenplus Bicycles Inc <i>Notice of Hearing on Defendant SevenPlus Bicycles, Inc d/b/a Pro Cyclery's Motion for Determination of Good Faith Settlement</i>

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10/31/2017	 Motion Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria <i>Plaintiffs' Motion to Amend Complaint to Substitute Parties on Order Shortening Time</i>
11/01/2017	 Opposition and Countermotion <i>Opposition to Plaintiffs' Motion to Amend Complaint and Countermotion to Set a Reasonable Date Upon Changed Circumstance that Nullifies the Reason for Preferential Trial Setting</i>
11/02/2017	CANCELED Calendar Call (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Vacated</i>
11/02/2017	Motion to Amend Complaint (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Set On an OST</i>
11/02/2017	Motion to Amend Complaint (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion to Amend Complaint to Substitute Parties on Order Shortening Time</i>
11/02/2017	 All Pending Motions (9:30 AM) (Judicial Officer: Escobar, Adriana)
11/07/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Sixth Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
11/13/2017	 Designation of Expert Witness Filed By: Defendant Motor Coach Industries Inc <i>Fourth Supplement to Designation of Expert Witnesses</i>
11/13/2017	 Application Filed By: Defendant Motor Coach Industries Inc <i>Application to Issue Commission to Serve Subpoena Duces Tecum Outside the State of Nevada</i>
11/14/2017	 Commission Issued Party: Defendant Motor Coach Industries Inc <i>Commission to Serve Subpoena Duces Tecum Outside the State of Nevada</i>
11/14/2017	 Application Filed By: Defendant Motor Coach Industries Inc <i>Application to Issue Commission to Serve Subpoena Duces Tecum Outside the State of Nevada</i>
11/14/2017	 Commission Issued Party: Defendant Motor Coach Industries Inc <i>Commission to Serve Subpoena Duces Tecum Outside the State of Nevada</i>
11/15/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Seventh Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
11/17/2017	 Amended Complaint Filed By: Executor Barin, Katayoun <i>Second Amended Complaint And Demand for Jury Trial</i>
11/17/2017	 Order

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Order Regarding "Plaintiffs' Motion to Amend Complaint to Substitute Parties" and "Counter-motion to Set a Reasonable Trial Date Upon Changed Circumstance that Nullifies the Reason for Preferential Trial Setting"

11/17/2017	 Application Filed By: Defendant Motor Coach Industries Inc <i>Application to Issue Commission to Serve Subpoena Duces Tecum Outside the State of Nevada</i>
11/20/2017	CANCELED Jury Trial (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Vacated</i>
11/20/2017	 Commission Issued Party: Defendant Motor Coach Industries Inc <i>Commission to Serve Subpoena Duces Tecum Outside the State of Nevada</i>
11/20/2017	 Notice of Deposition <i>Notice of Video tape/Video Conference Deposition of Jose Parada</i>
11/20/2017	 Deposition Subpoena <i>Subpoena to Jose Parada</i>
11/20/2017	 Application for Issuance of Commission to Take Deposition <i>Application for Issuance of Commission to Take Deposition Out of State of Jose Parada</i>
11/20/2017	 Commission Issued <i>Commission to Take Deposition Out of State of Jose Parada</i>
11/20/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Eighth Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
11/21/2017	 Deposition Subpoena <i>Amended Subpoena to Jose Parada</i>
11/21/2017	 Commission to Take Deposition Outside the State of Nevada <i>Commission to Take Deposition Out of State of Jose Parada</i>
11/22/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Addendum to Report of Rebuttal Expert Witness Jay Rosenthal, CCM</i>
12/01/2017	 Notice <i>Notice of Briefing Schedule and Stay of December 8, 2017, Deposition of Glenn Asham and Notice of Special Master Hearing</i>
12/01/2017	 Motion for Summary Judgment Filed By: Defendant Motor Coach Industries Inc <i>Motion for Summary Judgment on Punitive Damages</i>
12/01/2017	 Appendix Filed By: Defendant Motor Coach Industries Inc <i>Volume I: Appendix of Exhibits to Motion for Summary Judgment on Punitive Damages</i>
12/01/2017	 Appendix

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	Filed By: Defendant Motor Coach Industries Inc <i>Volume II: Appendix of Exhibits to Motion for Summary Judgment on Punitive Damages</i>
12/01/2017	 Appendix Filed By: Defendant Motor Coach Industries Inc <i>Volume III: Appendix of Exhibits to Motion for Summary Judgment on Punitive Damages</i>
12/04/2017	 Motion for Summary Judgment Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Motion for Summary Judgment on All Claims Alleging a Product Defect</i>
12/06/2017	 Notice of Special Master Hearing <i>Notice of Special Master Hearing</i>
12/07/2017	 Motion for Determination of Good Faith Settlement (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Notice of Hearing on Defendant SevenPlus Bicycles, Inc d/b/a Pro Cyclery's Motion for Determination of Good Faith Settlement</i>
12/07/2017	 Designation of Expert Witness Filed By: Defendant Motor Coach Industries Inc <i>Fifth Supplement to Designation of Expert Witnesses</i>
12/07/2017	 Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Motion in Limine No. 2 to Exclude Illustrations by Plaintiffs' Expert Joshua Cohen That Have No Basis in Fact</i>
12/07/2017	 Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Motion in Limine No. 3 to Preclude Plaintiffs From Making Reference To a "Bullet Train"</i>
12/07/2017	 Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Motion in Limine No. 13 to Exclude Plaintiffs' Expert Witness Robert Cunitz, Ph.D., or in the Alternative, to Limit His Testimony</i>
12/07/2017	 Motion to Dismiss Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Motion to Dismiss Wrongful Death Claim for Death of Katayoun Barin, DDS</i>
12/07/2017	 Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Motion in Limine No. 14 to Exclude Articles Regarding or Reference to Transit Buses</i>
12/07/2017	 Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Motion in Limine No. 7 to Exclude Any Claims That the Subject Motor Coach Was Defective Based on Alleged Dangerous "Air Blasts"</i>
12/07/2017	 Appendix Filed By: Defendant Motor Coach Industries Inc

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Appendix of Exhibits to Defendant's Motion in Limine No. 13 to Exclude Plaintiffs' Expert Witness Robert Cunitz, Ph.D., or in the Alternative, to Limit His Testimony

12/07/2017



Motion in Limine

Filed By: Defendant Motor Coach Industries Inc
Defendant's Motion in Limine No. 16 to Exclude Opinions by Plaintiffs' Expert Dipak Panigrahy

12/07/2017



Supplement to List of Witnesses & Documents

Party: Defendant Motor Coach Industries Inc
Motor Coach Industries, Inc.'s Eighth Supplement to Initial Disclosure Pursuant to NRCP 16.1

12/07/2017



Motion in Limine

Filed By: Defendant Motor Coach Industries Inc
Defendant's Motion in Limine No. 15 to Exclude Opinion Testimony From Lay Witnesses on Causation and Engineering Principles

12/07/2017



Appendix

Filed By: Defendant Motor Coach Industries Inc
Appendix of Exhibits to Defendant's Motion in Limine No. 7 to Exclude Any Claims That the Subject Motor Coach Was Defective Based on Alleged Dangerous "Air Blasts"

12/08/2017



Motion in Limine

Filed By: Defendant Motor Coach Industries Inc
Defendant's Motion in Limine No. 1 to Limit Opinions by Plaintiffs' Expert Robert Caldwell

12/08/2017



Motion in Limine

Filed By: Defendant Motor Coach Industries Inc
Defendant's Motion in Limine No. 5 to Exclude Any Claim of Defect Based on S-1 Gard

12/08/2017



Motion in Limine

Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D.
Plaintiff's Motion in Limine No. 18 to Preclude the Admission of Prejudicial and Irrelevant Information Regarding Unrelated Disputes

12/08/2017



Motion in Limine

Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D.
Plaintiffs' Motion in Limine No. 17 To Admit Evidence of Facts Establishing Defendant's Consciousness of Responsibility

12/08/2017



Motion in Limine

Motion in Limine No. 4 to Preclude Plaintiffs from Presenting Evidence that Proximity Sensors were a Safer Alternative Design

12/08/2017



Motion in Limine

Motion in Limine No. 6 to Exclude Reference to New Flyer Industries, Inc. (NFI Group)

12/08/2017



Motion in Limine

Defendant's Motion in Limine No. 11 to Exclude Plaintiffs' Expert Witness David Roger

12/08/2017



Motion in Limine

Motion in Limine No. 8 to Exclude Any Reference to Seatbelts












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12/08/2017	 Motion in Limine <i>Plaintiffs' Motion In Limine To Exclude The Testimony Of Untimely Disclosed Expert Witness Robert Stahl, MD</i>
12/08/2017	 Appendix Filed By: Defendant Motor Coach Industries Inc <i>Appendix of Exhibits to Defendant's Motion in Limine No. 5 to Exclude Any Claim of Defect Based on S-1 Gard</i>
12/08/2017	 Exhibits <i>Exhibits to Plaintiffs' Motion In Limine To Exclude The Testimony of Untimely Disclosed Expert Witness Robert Stahl, MD</i>
12/08/2017	 Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Motion in Limine No. 17 to Exclude Claim of Lost Income, Including the August 28 Expert Report of Larry Stokes</i>
12/08/2017	 Motion in Limine <i>Motion in Limine No. 10 to Exclude Speculation as to Decendent's Thoughts About the Motor Coach</i>
12/08/2017	 Motion in Limine <i>Motion in Limine No. 9 to Exclude Reference to the Ghost Bike Memorial</i>
12/08/2017	 Motion in Limine <i>Motion in Limine No. 12 to Exclude Reference to the Cost of the S-1 Gard or Proximity Sensors</i>
12/08/2017	 Motion in Limine <i>Plaintiffs' Motion In Limine To Exclude Any Testimony On The Untimely Supplemental Expert Report Filed By Defense Expert Carhart</i>
12/11/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' 8th Supplemental Expert Witness Disclosure of Robert Breidenthal and Joshua Cohen and/or Disclosure of Demonstrative Exhibits</i>
12/13/2017	 Transcript of Proceedings <i>Transcript of Proceedings taken on November 2, 2017</i>
12/19/2017	 Application for Issuance of Commission to Take Deposition Party: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria <i>Application for Issuance of Commission to Take Deposition of Steven M. Day, PhD</i>
12/19/2017	 Commission to Take Deposition Outside the State of Nevada Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria <i>Commission to Take Out of State Deposition of Steven M. Day, PhD</i>
12/20/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Ninth Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
12/21/2017	 Designation of Expert Witness

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	Filed By: Defendant Motor Coach Industries Inc <i>Sixth Supplement to Designation of Expert Witnesses</i>
12/21/2017	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Tenth Supplement to Initial Disclosure Pursuant to NRCP 16.1</i>
12/21/2017	 Opposition <i>Plaintiffs' Joint Opposition to MCI Motion For Summary Judgment On All Claims Alleging A Product Defect and to MCI Motion for Summary Judgment on Punitive Damages</i>
12/21/2017	 Appendix <i>Appendix of Exhibits to Plaintiffs' Joint Opposition To MCI Motion For Summary Judgment On All Claims Alleging A Product Defect And to MCI Motion for Summary Judgment On Punitive Damages</i>
12/22/2017	 Notice of Special Master Hearing <i>Notice of Rescheduled Special Master Hearing</i>
12/22/2017	 Notice of Hearing Filed By: Defendant Motor Coach Industries Inc <i>Notice of Hearing on Defendant's Motion for Leave to File Third Party Complaint on Order Shortening Time</i>
12/22/2017	 Motion for Leave to File Party: Defendant Motor Coach Industries Inc <i>Defendant's Motion for Leave to File Third Party Complaint on Order Shortening Time</i>
12/26/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' 9th Supplemental Expert Disclosure of Thomas P. Flanagan</i>
12/26/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Amended Rebuttal Report of Alexander Lariviere</i>
12/27/2017	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Ninth Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
12/27/2017	 Opposition to Motion For Summary Judgment Filed By: Defendant Motor Coach Industries Inc <i>Opposition to "Motion for Summary Judgment on Foreseeability of Bus Interaction with Pedestrians of Bicyclists (Including Sudden Bicycle Movement)"</i>
01/05/2018	 Finding of Fact and Conclusions of Law Filed By: Defendant Sevenplus Bicycles Inc <i>Findings of Fact Conclusions of Law and Order on Motion for Determination of Good Faith Settlement</i>
01/08/2018	 Notice of Entry of Findings of Fact, Conclusions of Law Filed By: Defendant Bell Sports Inc <i>Notice of Entry of Findings of Fact Conclusions of Law and Order on Motion for Determination of Good Faith Settlement</i>

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01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 9 To Exclude Reference to the "Ghost Bike" Memorial</i>
01/08/2018	 Opposition to Motion in Limine <i>Plaintiffs' Opposition to Defendant's Motion In Limine No. 13 To Exclude Plaintiffs' Expert Witness Robert Cunitz, Ph.D. Or In The Alternative TO Limit His Testimony</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 10 to Exclude Speculation as to Decedent s Thoughts About the Motor Coach</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Partial Opposition to Plaintiffs' Motion in Limine No. 2 to Preclude Any Reference to Settling Defendants (Including Claim Settlement and Amounts)</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 6 to Preclude Defendants from Mentioning That Defense Expert Dr. Michael Baden ("OJ's Medical Examiner") Worked for the Christiansen Law Firm</i>
01/08/2018	 Opposition to Motion in Limine <i>Plaintiffs' Joint Opposition to Defendant's Motion In Limine No. 3 To Preclude Plaintiffs From Making Reference To A "Bullet Train" And To Defendant's Motion In Limine No. 7 To Exclude Any Claims That The Motor Coach Was Defective Based On Alleged Dangerous "Air Blasts"</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 11 to Exclude Plaintiffs Expert Witness David Roger</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 6 to Exclude Reference to New Flyer Industries, Inc. (NFI Group)</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 8 to Pre-Instruct the Jury With Standard Instructions for Product Liability Claims</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 9 to Preclude Metro Report and/or Opinions from Metro Officer</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 11 to Pre-Admit</i>

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1993 Generic Bus Wind Testing by MCI

01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Joint Opposition to Plaintiffs' Motion in Limine No. 14 to Designate Virgil Hoogestraat as Managing Speaking Agent of MCI and Motion in Limine No. 15 to Designate Bryan Couch as Managing Speaking Agent of Motor Coach Industries, Inc.</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 18 to Preclude the Admission of Irrelevant Information Regarding Unrelated Disputes</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine to Exclude Any Testimony of the Untimely Supplemental Expert Report Filed by Defense Expert Carhart</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine to Exclude the Testimony of Untimely Disclosed Expert Witness Robert Stahl, M.D.</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 16 to Pre-Admit June 2011 Article as Notice of Potential Rear Tire Suction Hazard and Need for Protective Guard</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon <i>Plaintiffs' Opposition to Defendants' Motion In Limine No. 5 to Exclude Any Claim of Defect Based on S1 Gard</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon <i>Plaintiffs' Opposition to Defendant's Motion In Limine No. 12 to Exclude Reference To The Cost of The S-1 Gard Or Proximity Sensors</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 14 to Exclude Articles Regarding or Reference to Transit Buses</i>
01/08/2018	 Opposition to Motion to Dismiss Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition To Defendant s Motion To Dismiss Wrongful Death Claim For Death Of Katayoun Barin, DDS</i>
01/08/2018	 Opposition to Motion in Limine <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 1 to Preclude Reference or Argument Regarding the Alleged Negligence of Third Parties (i.e. Michaelangelo and Hubbard)</i>
01/08/2018	

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	 Opposition to Motion in Limine <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 3 to Preclude Defendant MCI from Arguing that Decedent was Contributorily Negligent</i>
01/08/2018	 Opposition to Motion in Limine <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 4 to Preclude MCI from Making Excessive Reference to the Fact that Plaintiffs are of Iranian or "Persian" Descent</i>
01/08/2018	 Opposition to Motion in Limine <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 5 to Preclude Defendant from Arguing or Suggesting that Plaintiffs Must Prove that the Bus had any Specific Defect</i>
01/08/2018	 Opposition to Motion in Limine <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 7 to Preclude Defendant MCI from Arguing that the Alleged Lack of Proximity Sensors from a Third Party ("Commercial Availability") as a Defense where the True Issue is Whether Proximity Sensors were Technologically "Feasible"</i>
01/08/2018	 Opposition to Motion in Limine <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 10 (To Pre-Admit the Entire One-And-A-Half-Hour Funeral and Slide Show)</i>
01/08/2018	 Opposition to Motion in Limine <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 17 to Admit Evidence of Facts Establishing Defendants' Consciousness of Responsibility</i>
01/08/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 4 to Preclude Plaintiffs From Presenting Evidence that Proximity Sensors Were a Safer Alternative Design</i>
01/09/2018	 Errata Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Errata to Plaintiffs Opposition to Defendant s Motion in Limine No. 4 to Preclude Plaintiffs From Presenting Evidence that Proximity Sensors Were a Safer Alternative Design</i>
01/09/2018	 Opposition to Motion in Limine <i>Plaintiffs' Opposition to Defendant's Motion In Limine No. 17 To Exclude Claim of Lost Income, Including The August 28 Expert Report of Larry Stokes</i>
01/09/2018	 Opposition to Motion in Limine <i>Plaintiffs' Opposition to Defendant's Motion In Limine No. 1 to Limit Opinions By Plaintiffs' Expert Robert Caldwell</i>
01/09/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 8 to Exclude Any Reference to Seatbelts</i>
01/10/2018	 Media Request and Order <i>Media Request And Order Allowing Camera Access To Court Proceedings</i>

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


01/11/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 15 to Exclude Opinion Testimony from Lay Witnesses on Causation and Engineering Principles</i>
01/11/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Tenth Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
01/11/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 12 to Preclude Expert Witness Robert Rucoba from Offering Meteorological Opinions Regarding Wind Speed at the Time of the Accident</i>
01/11/2018	 Opposition to Motion in Limine Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Motion in Limine No. 13 to Preclude Defendants from Arguing or Referencing Rigged Air Blast Testing That is Not Substantially Similar Because it Used a Stationary Bike and Not a Moving Bike</i>
01/11/2018	 Opposition to Motion in Limine Filed By: Executor Barin, Katayoun <i>Plaintiffs' Opposition to Defendant's Motion in Limine No. 2 to Exclude Illustrations by Plaintiffs' Expert Joshua Cohen That Have No Basis in Fact</i>
01/11/2018	 Opposition to Motion in Limine Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Opposition to Defendant s Motion in Limine No. 16 to Exclude Opinions by Plaintiffs Expert Witness Dipak Panigrahy</i>
01/12/2018	 Motion to Seal/Redact Records Filed By: Defendant Bell Sports Inc <i>Defendant Bell Sports, Inc.'s Ex Parte Motion To Seal Record</i>
01/12/2018	 Opposition to Motion <i>Plaintiffs' Opposition to Defendant Motorcoach Industries, Inc.'s Motion For Leave To File Third Party Complaint</i>
01/12/2018	 Objection <i>Non-Party New Flyer Industries, Inc.'s Objection to Special Master Hale's January 4, 218 Order</i>
01/12/2018	 Initial Appearance Fee Disclosure Filed By: Other New Flyer Industries, Inc. <i>Initial Appearance Fee Disclosure - New Flyer Industries, Inc.</i>
01/16/2018	 Stipulation and Order <i>Stipulation and Order Allowing Jury Questionnaire</i>
01/16/2018	 Reply to Opposition <i>Reply to Opposition to Motion for Summary Judgment On Foreseeability Of Bus Interaction</i>

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With Pedestrians Or Bicyclists (Including Sudden Bicycle Movement)

01/17/2018	 Notice of Entry of Stipulation and Order <i>Notice of Entry of Stipulation and Order Allowing Jury Questionnaire</i>
01/17/2018	 Addendum <i>Plaintiffs' Addendum to Reply to Opposition to MOTion For Summary Judgment On Foreseeability of Bus Interaction With Pedestrians Or Bicyclists (Including Sudden Bicycle Movement)</i>
01/17/2018	 Reply to Opposition Filed by: Defendant Motor Coach Industries Inc <i>Reply to Plaintiffs' Opposition to Motion to Dismiss Wrongful Death Claim for Death of Katayoun Barin, DDS</i>
01/17/2018	 Reply to Opposition Filed by: Defendant Motor Coach Industries Inc <i>Reply to Plaintiffs' Opposition to Motion for Summary Judgment on Punitive Damages</i>
01/17/2018	 Reply to Opposition Filed by: Defendant Motor Coach Industries Inc <i>Reply to Plaintiffs' Opposition to Motion for Leave to File Third Party Complaint on Order Shortening Time</i>
01/17/2018	 Reply in Support <i>Motor Coach Industries, Inc.'s Reply in Support of its Motion for Summary Judgment on All Claims Alleging a Product Defect</i>
01/17/2018	 Declaration <i>Declaration of Service Steven Day PhD</i>
01/17/2018	 Motion for Determination of Good Faith Settlement Filed By: Defendant Bell Sports Inc <i>Defendant Bell Sports, Inc.'s Motion For Determination Of Good Faith Settlement On Order Shortening Time</i>
01/18/2018	 Calendar Call (9:30 AM) (Judicial Officer: Escobar, Adriana)
01/18/2018	 Joinder <i>Plaintiffs' Joinder to Defendant Bell Sports, Inc.'s Motion for Determination of Good Faith Settlement On Order Shortening Time</i>
01/18/2018	 Motion <i>Plaintiffs' Motion for Determination of Good Faith Settlement With Defendants Michelangelo Leasing Inc. d/b/a Ryan's Express and Edward Hubbard Only and Order Shortening Time</i>
01/19/2018	 Designation of Expert Witness Filed By: Defendant Motor Coach Industries Inc <i>Seventh Supplement to Designation of Expert Witnesses</i>
01/19/2018	 Pre-Trial Disclosure Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Pre-Trial Disclosure Pursuant to NRCP 16.1(a)(3)</i>

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01/19/2018	 Supplement to List of Witnesses & Documents Party: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Eleventh Supplement to Initial Disclosure Pursuant to NRCPC 16.1</i>
01/21/2018	 Opposition Filed By: Subject Minor Khiabani, Keon <i>Plaintiffs' Opposition to New Flyer Industries Inc.'s Objection to Special Master Hale's January 4, 2018 Order</i>
01/22/2018	 Reply to Opposition Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Reply to Defendant Motor Coach Industries, Inc.'s Opposition to Plaintiffs Motion in Limine No. 9 to Preclude Metro Report and/or Opinions from Metro Officer</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Opposition to Motion In Limine No. 1 to Preclude Reference or Argument Regarding the Alleged Negligence of Third Parties (I.E., Michelangelo and Hubbard)</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Opposition to Motion In Limine No. 2 to Preclude Any Reference To Settling Defendants (Including Claims, Settlement and Amounts)</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Opposition to Motion In Limine No. 3 To Preclude Defendant MCI From Arguing That Decedent Was Contributorily Negligent</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Opposition to Motion In Limine No. 5 To Preclude Defendants From Arguing Or Suggesting That Plaintiffs Must Prove That The Bus Had Any Specific Defect</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Defendant's Opposition to Motion In Limine No. 8 To Pre-Instruct The Jury With Standard Instructions For Product Liability Claims</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Opposition to Motion In Limine No. 11 To Pre-Admit 1993 Generic Bus Wind Testing by MCI</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Opposition To Motion In Limine No. 13 To Preclude Defendants From Arguing Or Referencing Rigged Air Blast Testing That Is Not Substantially Similar Because It Used Stationary Bike and Not a Moving Bike</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Defendant's Opposition to Motion In Limine To Exclude The Testimony Of Untimely Disclosed Expert Witness Robert Stahl, M.D.</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply to Defendants' Opposition to Motion In Limine To Exclude Any Testimony On The Untimely Supplemental Expert Report Filed by Defense Expert Carhart</i>
01/22/2018	 Reply to Opposition Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin,





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	<p>Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Reply to Defendant Motor Coach Industries, Inc. s (MCI) Opposition to Plaintiffs Motion in Limine No. 18 to Preclude the Admission of Irrelevant Information Regarding Unrelated Disputes</i></p>
01/22/2018	<p> Reply to Opposition <i>Joint Reply to Joint Opposition to Motion In Limine No. 14 to Designate Virgil Hoogestraat as Managing Speaking Agent and Motion In Limine No. 15 to Designate Bryan Couch As Managing Speaking Agent</i></p>
01/22/2018	<p> Reply to Opposition <i>Plaintiffs' Reply to Opposition to Motion In Limine No. 12 To Preclude MCI Expert Rucoba From Offering Meteorologist Opinions Regarding Wind Speed At The Time of the Accident, Etc.</i></p>
01/22/2018	<p> Reply to Opposition Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Reply to Defendant Motor Coach Industries, Inc. s (MCI) Opposition to Plaintiffs Motion in Limine No. 4 to Preclude MCI from Making Excessive Reference to the Fact that Plaintiffs Are of Iranian or Persian Descent</i></p>
01/22/2018	<p> Reply to Opposition Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Reply to Defendant Motor Coach Industries, Inc. s (MCI) Opposition to Plaintiffs Motion in Limine No. 6 to Preclude Defendants from Mentioning that Defense Expert Dr. Michael Baden (OJ s Medical Examiner) Worked for the Christiansen Law Firm and Opposition to Countermotion to Preclude Reference to O.J. Simpson</i></p>
01/22/2018	<p> Reply to Opposition Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Reply to Defendant Motor Coach Industries, Inc. s (MCI) Opposition to Plaintiffs Motion in Limine No. 10 to Pre-Admit Funeral Video and Slide Show</i></p>
01/22/2018	<p> Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 17 to Exclude Claim of Lost Income, Including the August 28 Expert Report of Larry Stokes</i></p>
01/22/2018	<p> Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Reply in Support of Its Motion in Limine No. 10 to Exclude Speculation as to Decedent's Thoughts About the Motor Coach</i></p>
01/22/2018	<p> Reply to Opposition Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Reply to Motor Coach Industries, Inc. s (MCI) Opposition to Plaintiffs Motion in Limine No. 16 to Pre-Admit June 2001 Article as Notice of Potential Rear Tire Suction Hazard and Need for Protective Guard</i></p>
01/22/2018	<p> Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 1 to Limit Opinions by Plaintiffs' Expert Robert Caldwell</i></p>

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01/22/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 2 to Exclude Illustrations by Plaintiffs' Expert Joshua Cohen That Have No Basis in Fact</i>
01/22/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 3 to Preclude Plaintiffs From Making Reference to a "Bullet Train"</i>
01/22/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 7 to Exclude Any Claims that the Subject Motor Coach Was Defective Based on Alleged Dangerous "Air Blasts"</i>
01/22/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 13 to Exclude Plaintiffs' Expert Witness Robert Cunitz, Ph.D., or in the Alternative, to Limit His Testimony</i>
01/22/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 14 to Exclude Articles Regarding or Reference to Transit Buses</i>
01/22/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 15 to Exclude Opinion Testimony From Lay Witnesses on Causation and Engineering Principles</i>
01/22/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 16 to Exclude Opinions by Plaintiffs' Expert Dipak Panigrahy</i>
01/22/2018	 Reply in Support <i>Motor Coach Industries, Inc.'s Reply in Support of its Motion in Limine No. 4 to Preclude Plaintiffs from Presenting Evidence that Proximity Sensors were a Safer Alternative Design</i>
01/22/2018	 Reply in Support <i>Motor Coach Industries, Inc.'s Reply in Support of its Motion in Limine No. 6 to Exclude Reference to New Flyer Industries, Inc. (NFI Group)</i>
01/22/2018	 Reply in Support <i>Motor Coach Industries, Inc.'s Reply in Support of its Motion in Limine No. 8 to Exclude Any Reference to Seatbelts</i>
01/22/2018	 Reply in Support <i>Motor Coach Industries, Inc.'s Reply in Support of its Motion in Limine No. 9 to Exclude Reference to the "Ghost Bike" Memorial</i>
01/22/2018	 Reply in Support <i>Motor Coach Industries, Inc.'s Reply in Support of its Motion in Limine No. 11 to Exclude Plaintiffs' Expert Witness David Roger</i>

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01/22/2018	 Reply in Support <i>Motor Coach Industries, Inc.'s Reply in Support of its Motion in Limine No. 12 to Exclude Reference to the Cost of the S-1 Gard or Proximity Sensors</i>
01/22/2018	 Reply to Opposition Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Reply to Defendant Motor Coach Industries, Inc. s (MCI) Opposition to Plaintiffs Motion in Limine No. 17 to Admit Evidence of Facts Establishing Defendant s Consciousness of Responsibility</i>
01/22/2018	 Reply to Opposition <i>Plaintiffs' Reply To Opposition to Motion In Limine No. 7 To Preclude Defendant MCI From Arguing That The Alleged Lack of Proximity Sensors From A THird Party ("Commercial Availability") As A Defense Where The True Issue Is Whether Proximity Sensors Were Technologically "Feasible"</i>
01/22/2018	 Joinder Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Defendants Michelangelo Leasing, Inc. dba Ryan's Express and Edward Hubbard's Joinder to Plaintiffs' Motion for Determination of Good Faith Settlement with Michelangelo Leasing, Inc. dba Ryan's Express and Edward Hubbard</i>
01/23/2018	Motion for Summary Judgment (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiff's Motion for Summary Judgment On Foreseeability of Bus Interaction With Pedestrians or Bicyclists (Including Sudden Bicycle Movement)Mot</i>
01/23/2018	Motion for Summary Judgment (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant's Motion for Summary Judgment on Punitive Damages</i>
01/23/2018	Motion for Summary Judgment (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Motor Coach Industries, Inc.'s Motion for Summary Judgment on All Claims Alleging a Product Defect</i>
01/23/2018	Motion to Dismiss (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant's Motion to Dismiss Wrongful Death Claim for Death of Katavoun Barin DDS</i>
01/23/2018	Motion for Leave (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant Motor Coach Industries, Inc. Motion for Leave to File Third Party Complaint on OST</i>
01/23/2018	Motion for Leave (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant's Motion for Leave to File Third Party Complaint on Order Shortening Time</i>
01/23/2018	Motion for Determination of Good Faith Settlement (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant Bell Sports, Inc.'s Motion for Determination of Good Faith Settlement on OST</i>
01/23/2018	Objection (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Non- Party New Flyer Industries Inc's Objection to Special Master Hale's January 4, 2018</i>
01/23/2018	Motion for Determination of Good Faith Settlement (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion for Determination of Good Faith Settlement with Defendants Michelangelo Leasing, Inc. d/b/a Ryan's Express and Edward Hubble Only on OST</i>
01/23/2018	Joinder (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Joinder to Defendant Bell Sports, Inc.'s Motion for Determination of Good Faith Settlement On Order Shortening Time</i>




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01/23/2018	 All Pending Motions (9:30 AM) (Judicial Officer: Escobar, Adriana)
01/24/2018	 Reply in Support Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Reply in Support of Motion in Limine No. 5 to Exclude Any Claim of Defect Based on S-1 Gard</i>
01/25/2018	 Supplemental Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs' Supplemental Reply to Defendant Motor Coach Industries, Inc. s Opposition to Plaintiffs Motion in Limine No. 17 to Admit Evidence of Facts Establishing Defendant s Consciousness of Responsibility</i>
01/26/2018	 Minute Order (11:00 AM) (Judicial Officer: Escobar, Adriana)
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 1 to Preclude Reference Or Argument Regarding the Alleged Negligence of Third Parties (I.E., Michelangelo and Hubbard)</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 2 to Preclude Any Reference to Settling Defendants (Including Claims, Settlement and Amounts)</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 3 to Preclude Defendant MCI from Arguing That Decedent Was Contributorily Negligent</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 4 to Preclude MCI From Making Excessive Reference to the Fact that Plaintiffs Are of Iranian or "Persian" Descent</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 5 to Preclude Defendants From Arguing Or Suggesting That Plaintiffs Must Prove That the Bus Had Any Specific Defect</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 6 to Preclude Defendants From Mentioning That Defense Expert Dr. Michael Baden ("OJ's Medical Examiner) Worked for the Christiansen Law Firm</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 7 to Preclude Defendant MCI From Arguing That the Alleged Lack of Proximity Sensors From a Third party ("Commercial Availability") As a Defense Where the True Issue Is Whether Proximity Sensors Were Technologically "Feasible"</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 8 to Pre Instruct the Jury With Standard Instructions for Product Liability Claims</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 9 to Preclude Metro Report and/or Opinions From Metro Officers</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 10 to Pre Admit Funeral Video and Funeral Slide Show</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 11 Pre Admit 1993 Generic Bus Wind Testing By MCI</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana)

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	<i>Plaintiffs' Motion In Limine No. 12 to Preclude MCI Expert Rucoba From Offering Meteorologist Opinions Regarding Wind Speed At the Time of the Accident (Including But Not Limited to the Wildly Unsupported Claim That Wind Speeds At 10:30 a.m. Were "16 to 17 Mles Per Hours" And "Winds Were Gusting to 30 Miles Per Hour"</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 13 Preclude Defendants From Arguing Or Referencing Rigged Air Blast Testing That Is Not Substantially Similar Because It Used Stationary Bike and Not a Moving Bike</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 14 to Designate Virgil Hoogestraat As Managing Speaking Agent of MCI</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 15 to Designate Bryan Couch as Managing Speaking Agent of Motor Coach Industries, Inc.</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine No. 16 to Pre Admit June 2001 Article As Notice of Potential Rear Tire Suction Hazard and Need For Protective Guard</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No. 2 to Exclude Illustrations by Plaintiffs' Expert Joshua Cohen that Have no Basis In Fact</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No. 3 to Preclude Plaintiffs From Making Reference to a "Bullet Train"</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No 13 to Exclude Plaintiffs' Expert Witness Robert Cunitz, Ph.D. or In the Alternative, to Limit His Testimony</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No.14 to Exclude Articles Regarding or Reference to Transit Buses</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No 7 to Exclude Any Claims that the Subject Motor Coach was Defective Based On Alleged Dangerous "Air Blasts"</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Defendant's Motion in Limine No. 16 to Exclude Opinions by Plaintiffs' Expert Dipak Panigrahy</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No. 15 to Exclude Opinion Testimony from LV Witnesses On Causation and Engineering Principles</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No 1 to Limit Opinions by Plaintiffs' Expert Robert Caldwell</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No 5 to Exclude Any Claims of Defect Based On S-1 Gard</i>

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01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana)
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendants' Motion In Limine No 4 to Preclude Plaintiffs from Presenting Evidence that Proximity Sensors Were a Safer Alternative Design</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No 6 to Exclude Reference to New Flyer Industries (NFI Group)</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No 11 to Exclude Plaintiffs' Expert Witness David Roger</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Plaintiff's Motion In Limine No. 17 to Admit Evidence of Facts Establishing Defendant's Consciousness of Responsibility</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No 8 to Exclude Any Reference to Seatbelts</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiffs' Motion In Limine to Exclude the Testimony of Untimely Disclosed Expert Witness Robert Stahl, MD</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No. 17 to Exclude Claim of Lost Income, Including the August 28 Expert Report of Larry Stokes</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No. 10 to Exclude Speculation As to Decendent's Thoughts About the Motor Coach</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No. 9 to Exclude Reference to the Ghost Bike Memorial</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) 01/29/2018, 01/31/2018 <i>Defendant's Motion In Limine No. 12 to Exclude Reference to the Cost of the S-1 Gard or Proximity Sensors</i>
01/29/2018	Motion in Limine (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Plaintiff's Motion In Limine to Exclude any Testimony on the Untimely Supplemental Expert Report filed by Defense Expert Carhart</i>
01/29/2018	 All Pending Motions (9:30 AM) (Judicial Officer: Escobar, Adriana)
01/29/2018	 Response Filed by: Defendant Motor Coach Industries Inc <i>MCI's Response to "Supplemental Reply" in Support of Plaintiffs' Motion (MIL#17) Requesting Leave to Inflamm the Jury by Demonizing Legitimate Legislation Proceudre</i>
01/29/2018	 Objection
















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Filed By: Defendant Motor Coach Industries Inc
Objections to Plaintiffs' Tenth Supplemental Expert Disclosure

01/29/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Eleventh Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
01/30/2018	 Designation of Expert Witness Filed By: Defendant Motor Coach Industries Inc <i>Eighth Supplement to Designation of Expert Witnesses</i>
01/31/2018	 All Pending Motions (9:30 AM) (Judicial Officer: Escobar, Adriana)
01/31/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Objection to Media Request</i>
02/02/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Objections to Plaintiffs' Twelfth Supplemental Disclosures Pursuant to NRCP 16.1(a)(1)</i>
02/02/2018	 Findings of Fact, Conclusions of Law and Order <i>Findings of Fact, Conclusions of Law, and Order</i>
02/05/2018	 Findings of Fact, Conclusions of Law and Order <i>Supplemental Findings of Fact, Conclusions of Law and Order</i>
02/06/2018	 Minute Order (3:00 PM) (Judicial Officer: Escobar, Adriana)
02/06/2018	 Answer Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Answer to Second Amended Complaint</i>
02/07/2018	 Minute Order (1:45 PM) (Judicial Officer: Escobar, Adriana) <i>Plaintiff's Motion in Limine #10</i>
02/08/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Objections to Plaintiffs' 1st, 2nd and 3rd Supplemental Pretrial Disclosures Pursuant to NRCP 16.1(a)(3)(C)</i>
02/08/2018	 Joint Pre-Trial Memorandum <i>Joint Pretrial Memorandum</i>
02/09/2018	 Status Check: Trial Readiness (2:00 PM) (Judicial Officer: Escobar, Adriana)
02/09/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Plaintiffs' Page and Line Designations</i>
02/09/2018	 Brief Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D.

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Plaintiffs Trial Brief Regarding Direct and Cross-Examination of Adverse Witnesses

02/09/2018	 Brief <i>Plaintiffs' Trial Brief Regarding Voir Dire</i>
02/09/2018	 Notice of Entry Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Notice of Entry of Order</i>
02/09/2018	 Errata <i>Errata to Plaintiffs' Trial Brief Regarding Voir Dire</i>
02/12/2018	 Minute Order (7:00 AM) (Judicial Officer: Escobar, Adriana) <i>Jury Selection - A755977</i>
02/12/2018	 Jury Trial - FIRM (9:30 AM) (Judicial Officer: Escobar, Adriana)
02/13/2018	 Jury Trial - FIRM (0:00 AM) (Judicial Officer: Escobar, Adriana)
02/13/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Objections and Cross-Designations to Plaintiffs' Deposition Designations and Defendant Motor Coach Industries, Inc.'s Deposition Designations</i>
02/14/2018	 Jury Trial - FIRM (9:30 AM) (Judicial Officer: Escobar, Adriana)
02/14/2018	 Trial Subpoena Filed by: Defendant Motor Coach Industries Inc <i>Trial Subpoena - Edward Hubbard</i>
02/14/2018	 Trial Subpoena Filed by: Defendant Motor Coach Industries Inc <i>Trial Subpoena - Erica Bradley</i>
02/14/2018	 Trial Subpoena Filed by: Defendant Motor Coach Industries Inc <i>Trial Subpoena - Dale Horba</i>
02/14/2018	 Trial Subpoena Filed by: Defendant Motor Coach Industries Inc <i>Trial Subpoena - Tiffany Brown, M.D.</i>
02/14/2018	 Trial Subpoena Filed by: Defendant Motor Coach Industries Inc <i>Trial Subpoena - Luis Saccarias</i>
02/14/2018	 Trial Subpoena Filed by: Defendant Motor Coach Industries Inc <i>Trial Subpoena: Det. Kenneth Salisbury</i>
02/15/2018	 Jury Trial - FIRM (1:00 PM) (Judicial Officer: Escobar, Adriana)

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02/15/2018	 Brief <i>Bench Brief On Contributory Negligence</i>
02/16/2018	 Jury Trial - FIRM (9:30 AM) (Judicial Officer: Escobar, Adriana) 02/16/2018, 02/20/2018-02/23/2018, 02/26/2018-03/02/2018, 03/05/2018, 03/07/2018-03/08/2018, 03/12/2018-03/16/2018, 03/19/2018-03/23/2018
02/16/2018	 Response Filed by: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Response to "Bench Brief on Contributory Negligence"</i>
02/20/2018	 Brief Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs' Trial Brief Regarding Prospective Juror No. 11-1222</i>
02/20/2018	 Brief Filed By: Defendant Motor Coach Industries Inc <i>Defendant's Trial Brief in Support of a Level Playing Field</i>
02/20/2018	 Trial Subpoena <i>Trial Subpoena Erika Bradley</i>
02/20/2018	 Trial Subpoena <i>Trial Subpoena Luis Fernando Sacarias Pina</i>
02/20/2018	 Motion to Seal/Redact Records Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Motion to Seal Findings of Fact and Conclusions of Law and Order on Motion for Determination of Good Faith Settlement</i>
02/20/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Supplemental Objections to Plaintiffs' Deposition Designation of Mark Barron</i>
02/21/2018	 Miscellaneous Filing <i>Plaintiffs' Page and Line Designations of Bryan Couch</i>
02/22/2018	Summary Judgment (Judicial Officer: Escobar, Adriana) Debtors: Motor Coach Industries Inc (Defendant), Michelangelo Leasing Inc (Defendant), Edward Hubbard (Defendant), Bell Sports Inc (Defendant) Creditors: Katayoun Barin (Plaintiff) Judgment: 02/22/2018, Docketed: 02/22/2018 Comment: In part
02/22/2018	 Findings of Fact, Conclusions of Law and Order <i>Findings of Fact, Conclusions of Law and Order</i>
02/22/2018	 Brief Filed By: Plaintiff Estate of Kayvan Khibani M.D. <i>Bench Brief in Support of Preinstructing the Jury that Contributory Negligence is Not a Defense in a Product Liability Action</i>













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02/22/2018	 Jury List
02/23/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Objections and Cross-Designations to Plaintiffs' Page and Line Designations of Bryan Couch</i>
02/23/2018	 Miscellaneous Filing <i>Plaintiffs' Response to Defendants' Objection to Virgil Hoogesraat Page and Line</i>
02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs' Page and Line Designations of Aria Khiabani</i>
02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs' Page and Line Designations of Keon Khiabani</i>
02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Plaintiffs' Response to Defendants' Objections to Page and Lines of Brad Lamothe, Pablo Fierros and Mary Witherell</i>
02/26/2018	 Miscellaneous Filing <i>Plaintiffs' Response to Defendants' Objections to Page and Line of Jose Parada</i>
02/26/2018	 Order Granting Motion Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Order Granting Defendants Michelangelo Leasing, Inc. dba Ryan's Express and Edward Hubbard's Motion to Seal Findings of Fact and Conclusions of Law and Order on Motion to for Determination of Good Faith Settlement</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing of Plaintiffs' Power Point Slides From Motions for Summary Judgment Hearings Part 1</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing of Plaintiffs' Power Point Slides From Motions for Summary Judgment Hearings Part 2</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing of Plaintiffs' Power Point Slides From Motions for Summary Judgment Hearings Part 3</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing of Plaintiffs' Power Point Slides From Motions for Summary Judgment Hearings Part 4</i>
02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Notice of Filing Plaintiffs' Power Point Slides From Defendants' Motions In Limine Hearings Part 1</i>

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02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Notice of Filing Plaintiffs' Power Point Slides From Defendants' Motions In Limine Hearings Part 2</i>
02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Notice of Filing Plaintiffs' Power Point Slides From Defendants' Motions In Limine Hearings Part 3</i>
02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Notice of Filing Plaintiffs' Power Point Slides From Defendants' Motions In Limine Hearings Part 4</i>
02/26/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Notice of Filing Plaintiffs' Power Point Slides From Defendants' Motions In Limine Hearings Part 5</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing Plaintiffs' Power Point Slides From Opening Statements Part 1</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing Plaintiffs' Power Point Slides From Opening Statements Part 2</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing Plaintiffs' Power Point Slides From Opening Statements Part 3</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing Plaintiffs' Power Point Slides From Opening Statements Part 4</i>
02/26/2018	 Miscellaneous Filing <i>Notice of Filing Plaintiffs' Power Point Slides From Opening Statements Part 5</i>
02/27/2018	 Notice of Entry Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Notice of Entry of Order</i>
02/27/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Notice of Filing Plaintiffs' Power Point Slides From Plaintiffs' Motions In Limine Hearings</i>
02/27/2018	 Brief Filed By: Subject Minor Khiabani, Keon <i>Bench Brief on Substantial Similarity of S1 Gard Demonstration Video</i>
02/28/2018	 Miscellaneous Filing <i>Notice of Filing Plaintiffs' Power Point Slides From Plaintiffs' Motions In Limine Hearings</i>
02/28/2018	 Response Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Responses to Defendant's Objections to Plaintiffs' Page and Line Designations of Brad Ellis</i>

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02/28/2018	 Miscellaneous Filing <i>Plaintiffs' Response to Defendants' Objections to Page and Line of Mark Barron</i>
03/01/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Plaintiffs' Page and Line Designations of David Dorr</i>
03/02/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs' Page and Line Designations of Robert Anthony Pears</i>
03/03/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Objections to Plaintiffs' Page and Line Designations of Keon Khiabani and Aria Khiabani and Supplemental Objections to Designations of Brad Lamothe</i>
03/05/2018	CANCELED Jury Trial (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Vacated - Duplicate Entry</i>
03/05/2018	 Objection Filed By: Defendant Motor Coach Industries Inc <i>Defendant Motor Coach Industries, Inc.'s Objections and Cross-Designations to Plaintiffs' Page and Line Designations of Dave Dorr</i>
03/05/2018	 Addendum Filed By: Defendant Motor Coach Industries Inc <i>Addendum to Stipulated Protective Order</i>
03/05/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Page and Line Designations of Marie-Claude Rigaud</i>
03/05/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Plaintiffs Page and Line Designations of Siamak Barin</i>
03/06/2018	 Jury Trial (0:00 AM) (Judicial Officer: Escobar, Adriana)
03/07/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D. <i>Responses to Defendant Motor Coach Industries, Inc. s Objections to Plaintiffs Page and Line Designations of Katayoun Katy Barin</i>
03/07/2018	 Request Filed by: Subject Minor Khiabani, Keon <i>Audiovisual Transmission Equipment Appearance Request</i>
03/07/2018	 Objection Filed By: Defendant Motor Coach Industries Inc

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Defendant Motor Coach Industries, Inc.'s Objections to Plaintiffs' Page and Line Designations of Marie-Claude Rigaud

03/07/2018



Objection

Filed By: Defendant Motor Coach Industries Inc
Defendant Motor Coach Industries, Inc.'s Objections to Plaintiffs' Page and Line Designations of Siamak Barin

03/07/2018



Amended Notice

Filed By: Subject Minor Khiabani, Keon
Amendment to Notice of Filing Plaintiffs' Power Point Slides from Opening Statements Part 4

03/07/2018



Brief

DEFENDANT'S TRIAL BRIEF ON DR. JACK HUBBARD AND ALLOWABILITY OF OPINIONS ON UNCONSCIOUS PAIN

03/08/2018

CANCELED Jury Trial (0:00 AM) (Judicial Officer: Escobar, Adriana)
Vacated - Duplicate Entry

03/08/2018



Response

Plaintiffs' Response to Defendants' Objections to Page and Line of Dave Dorr

03/08/2018



Notice

Filed By: Subject Minor Khiabani, Keon
Notice of Submission of Plaintiffs' Responses to Defendants' Objections to Page and Line

03/09/2018



Jury Trial (9:30 AM) (Judicial Officer: Escobar, Adriana)

03/11/2018



Brief

Filed By: Subject Minor Khiabani, Keon
Plaintiffs' Bench Brief on the Two-Week Juror Funding Agreement

03/12/2018



Brief

Motor Coach Industries, Inc.'s Brief in Support of Oral Motion for Judgment as a Matter of Law (NRCP 50(a))

03/12/2018



Trial Brief

Filed By: Subject Minor Khiabani, Keon; Subject Minor Khiabani, Aria; Executor Barin, Katayoun; Plaintiff Estate of Kayvan Khibani M.D.
Plaintiffs' Trial Brief Regarding Admissibility of Taxation Issues and Gross Versus Net Lost Income

03/13/2018



Brief

Motor Coach Industries, Inc.'s Bench Brief in Support of Jury View of Interior of Motor Coach

03/13/2018



Response

Filed by: Defendant Motor Coach Industries Inc
Defendant Motor Coach Industries, Inc.'s Response to Plaintiffs' Bench on the Two-Week Funding Agreement

03/13/2018



Brief














Plaintiffs' Trial Brief Regarding Jury Bus View

03/13/2018







Objection

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C














	Filed By: Subject Minor Khiabani, Aria; Executor Barin, Katayoun <i>Plaintiffs Objections and Cross-Designations to Defendant s Page and Line Designations of Robert Pears and Michael Plantz</i>
03/14/2018	 Brief <i>Plaintiffs Response to Defendant s Trial Brief on Dr. Jack Hubbard and Allowability of Opinions on Unconscious Pain</i>
03/14/2018	 Filed Under Seal Filed By: Defendant Michelangelo Leasing Inc <i>Findings of Fact and Conclusions of Law and Order on Motion for Determination of Good Faith Settlement</i>
03/14/2018	 Miscellaneous Filing Filed by: Subject Minor Khiabani, Keon <i>Plaintiff's Page and Line Designations of Claude "Sony" Hildreth</i>
03/18/2018	 Brief Filed By: Subject Minor Khiabani, Keon <i>Bench Brief Regarding Limitations on the Testimony of Virgil Hoogestraat</i>
03/18/2018	 Brief Filed By: Defendant Motor Coach Industries Inc <i>MOTOR COACH INDUSTRIES, INC. S OPPOSITION TO PLAINTIFFS TRIAL BRIEF REGARDING ADMISSIBILITY OF TAXATION ISSUES AND GROSS VERSUS NET LOST INCOME</i>
03/19/2018	 Notice of Entry Filed By: Defendant Michelangelo Leasing Inc; Defendant Hubbard, Edward <i>Notice of Entry of Order</i>
03/20/2018	 Miscellaneous Filing Filed by: Executor Barin, Katayoun <i>Plaintiffs Trial Brief Regarding Testimony Of Defendant s Expert Stan Smith, Ph.D</i>
03/20/2018	 Opposition Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Opposition to Plaintiffs' Trial Brief Regarding Virgil Hoogestraat</i>
03/21/2018	 Brief Filed By: Defendant Motor Coach Industries Inc <i>DEFENDANT MOTOR COACH INDUSTRIES, INC. S TRIAL BRIEF ON LAY WITNESS OPINIONS</i>
03/23/2018	 Proposed Jury Instructions Not Used At Trial <i>Proposed Jury Instructions Not Given</i>
03/23/2018	 Amended Jury List
03/23/2018	 Special Jury Verdict <i>Special Verdict</i>
03/23/2018	 Jury Instructions

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

03/23/2018	<p>Verdict (Judicial Officer: Escobar, Adriana) Debtors: Motor Coach Industries Inc (Defendant) Creditors: Keon Khiabani (Subject Minor) Judgment: 03/23/2018, Docketed: 03/30/2018 Total Judgment: 9,200,000.00</p> <p>Debtors: Motor Coach Industries Inc (Defendant) Creditors: Aria Khiabani (Subject Minor) Judgment: 03/23/2018, Docketed: 03/30/2018 Total Judgment: 7,000,000.00</p> <p>Debtors: Motor Coach Industries Inc (Defendant) Creditors: Keon Khiabani (Subject Minor), Aria Khiabani (Subject Minor), Estate of Kayvan Khibani M.D. (Plaintiff) Judgment: 03/23/2018, Docketed: 03/30/2018 Total Judgment: 1,000,000.00</p> <p>Debtors: Motor Coach Industries Inc (Defendant) Creditors: Estate of Kayvan Khibani M.D. (Plaintiff) Judgment: 03/23/2018, Docketed: 03/30/2018 Total Judgment: 46,003.62</p>
03/26/2018	<p> Proposed Verdict Forms Not Used at Trial Party: Defendant Motor Coach Industries Inc <i>Proposed Jury Verdict Form Not Used at Trial</i></p>
03/30/2018	<p> Jury Instructions Party: Subject Minor Khiabani, Keon <i>Jury Instructions Reviewed with the Court on March 21, 2018</i></p>
04/03/2018	<p>CANCELED Motion to Seal/Redact Records (9:30 AM) (Judicial Officer: Escobar, Adriana) <i>Vacated - per Order</i> <i>Motion to Seal Findings of Fact and Conclusions of Law and Order on Motion for Determination of Good Faith Settlement</i></p>
04/17/2018	<p>Judgment Plus Interest (Judicial Officer: Escobar, Adriana) Debtors: Motor Coach Industries Inc (Defendant) Creditors: Keon Khiabani (Subject Minor) Judgment: 04/17/2018, Docketed: 04/18/2018 Total Judgment: 9,533,333.34</p> <p>Debtors: Motor Coach Industries Inc (Defendant) Creditors: Aria Khiabani (Subject Minor) Judgment: 04/17/2018, Docketed: 04/18/2018 Total Judgment: 7,333,333.33</p> <p>Debtors: Motor Coach Industries Inc (Defendant) Creditors: Katayoun Barin (Plaintiff) Judgment: 04/17/2018, Docketed: 04/18/2018 Total Judgment: 1,833,333.33</p> <p>Debtors: Motor Coach Industries Inc (Defendant) Creditors: Estate of Kayvan Khibani M.D. (Plaintiff) Judgment: 04/17/2018, Docketed: 04/18/2018 Total Judgment: 46,003.62</p> <p>Debtors: Motor Coach Industries Inc (Defendant) Creditors: Keon Khiabani (Subject Minor), Aria Khiabani (Subject Minor), Katayoun Barin (Plaintiff), Estate of Kayvan Khibani M.D. (Plaintiff) Judgment: 04/17/2018, Docketed: 04/18/2018 Total Judgment: 246,480.55</p>
04/17/2018	<p> Judgment <i>Judgment</i></p>
04/17/2018	<p> Notice of Special Master Hearing</p>








DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

Notice of Emergency Special Master Hearing





04/18/2018	 Notice of Entry of Judgment <i>Notice of Entry of Judgment</i>
04/24/2018	 Special Master Order <i>Special Master Order Staying Post-Trial Discovery Including May 2, 2018, Deposition of the Custodian of Records of the Board of Regents NSHE</i>
04/24/2018	 Memorandum of Costs and Disbursements Filed By: Subject Minor Khiabani, Keon <i>Plaintiffs' Verified Memorandum of Costs and Disbursements Pursuant to NRS 18.005, 18.020, and 18.110</i>
04/24/2018	 Appendix Filed By: Subject Minor Khiabani, Keon <i>Appendix of Exhibits in Support of Plaintiffs' Verified Memorandum of Costs (Volume 2 of 2)</i>
04/24/2018	 Appendix Filed By: Subject Minor Khiabani, Keon <i>Appendix of Exhibits in Support of Plaintiffs' Verified Memorandum of Costs (Volume 1 of 2)</i>
04/24/2018	 Order <i>Order Regarding Deposition Designations and Objections Relating to Brad Ellis, Brad Lamothe and Bryan Couch</i>
04/25/2018	 Notice of Entry of Order <i>Notice of Entry of Order Regarding Deposition and Objections Relating to Brad Ellis, Brad Lamothe and Bryan Couch</i>
04/25/2018	 Declaration <i>Amended Declaration of Peter S. Christiansen, Esq. In Support of Plaintiffs' 4/24/18 Verified Memorandum of Costs and Disbursements Pursuant to NRS 18.005, 18.020, and 18.110</i>
04/30/2018	 Motion to Retax <i>Motion to Retax Costs</i>
05/03/2018	 Filed Under Seal Filed By: Defendant Motor Coach Industries Inc <i>SEALED PER MOTION PENDING ORDER 05/03/18 Objection to Special Master Order Staying Post-Trial Discovery Including May 2, 2018 Deposition of The Custodian of Records of the Board of Regents NSHE and, Alternatively, Motion for Limited Post-Trial Discovery On Order Shortening Time</i>
05/03/2018	 Opposition to Motion <i>Opposition to Motion for Limited Post-Trial Discovery</i>
05/03/2018	 Motion to Seal/Redact Records <i>Motion to Seal "Motor Coach Industries, Inc's Objections to 'Special Master Order Staying Post-Trial Discovery Including May 2, 2018 Deposition of Custodian of Records of the Board of Regents NSHE,' and Alternatively, Motion for Limited Post-Trial Discovery"</i>
05/04/2018	 Objection (1:00 PM) (Judicial Officer: Escobar, Adriana) <i>Defendant Motor Coach Industries' Objection to "Special Master Order Staying Post-Trial Discovery Including 05/02/18 Depo of the Custodian of Records of the Board of Regents</i>

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

NSHE" and Alternatively, Motion for Limited Post-Trial Discovery on OST

05/07/2018	 Appendix Filed By: Defendant Motor Coach Industries Inc <i>Appendix of Exhibits to: Motor Coach Industries, Inc.'s Motion for New Trial</i>
05/07/2018	 Motion to Seal/Redact Records Filed By: Defendant Motor Coach Industries Inc <i>Motion to Seal and Redact "Motor Coach Industries, Inc.'s Motion to Alter or Amend Judgment to Offset Settlement Proceeds Paid by Other Defendants" and Accompanying Exhibits</i>
05/07/2018	 Motion to Amend Judgment Filed By: Defendant Motor Coach Industries Inc <i>Motion to Alter or Amend Judgment to Offset Settlement Proceeds Paid by Other Defendants (Redacted)</i>
05/07/2018	 Motion to Seal/Redact Records Filed By: Defendant Motor Coach Industries Inc <i>Motion to Seal and Redact "Motor Coach Industries, Inc.'s Motion for New Trial" and Accompanying Exhibits G-L and O</i>
05/07/2018	 Motion for Judgment Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Renewed Motion for Judgment as a Matter of Law Regarding Failure to Warn Claim</i>
05/07/2018	 Motion for New Trial Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries, Inc.'s Motion for a Limited New Trial (Redacted)</i>
05/08/2018	 Filed Under Seal Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries Inc's Motion to Alter or Amend Judgment to Offset Settlement Proceedings Paid By Other Defendant's</i>
05/08/2018	 Filed Under Seal Filed By: Defendant Motor Coach Industries Inc <i>Motor Coach Industries Inc's Motion for a Limited New Trial</i>
05/08/2018	 Filed Under Seal Filed By: Defendant Motor Coach Industries Inc <i>Appendix of Exhibits to: Motor Coach Industries Inc's Motion for a Limited New Trial</i>
05/08/2018	 Supplement <i>Supplement to Motor Coach Industries, Inc. s Motion for a Limited New Trial</i>
05/08/2018	 Notice of Hearing <i>Notice of Hearing</i>
05/09/2018	 Supplement <i>Plaintiff's Supplemental Verified Memorandum of Costs and Disbursements Pursuant to NRS 18.005, 18.020, and 18.110</i>
05/14/2018	 Opposition to Motion

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

	<i>Opposition to Defendant's Motion to Retax Costs</i>
05/18/2018	 Notice of Appeal Filed By: Defendant Motor Coach Industries Inc <i>Notice of Appeal</i>
05/18/2018	 Case Appeal Statement <i>Case Appeal Statement</i>
05/23/2018	 Minute Order (7:00 AM) (Judicial Officer: Escobar, Adriana) <i>Motion to Seal</i>
05/23/2018	 Order <i>Order</i>
07/06/2018	Motion to Retax (10:30 AM) (Judicial Officer: Escobar, Adriana) Events: 04/30/2018 Motion to Retax <i>Motion to Retax Costs</i>
07/06/2018	Motion to Seal/Redact Records (10:30 AM) (Judicial Officer: Escobar, Adriana) Events: 05/03/2018 Motion to Seal/Redact Records <i>Motion to Seal "Motor Coach Industries, Inc's Objections to 'Special Master Order Staying Post-Trial Discovery Including May 2, 2018 Deposition of Custodian of Records of the Board of Regents NSHE,' and Alternatively, Motion for Limited Post-Trial Discovery"</i>
07/06/2018	Motion to Seal/Redact Records (10:30 AM) (Judicial Officer: Escobar, Adriana) Events: 05/07/2018 Motion to Seal/Redact Records <i>Motion to Seal and Redact "Motor Coach Industries Inc's Motion to Alter or Amend Judgment to Offset Settlement Proceeds Paid by Other Defendant's" and Accompanying Exhibits</i>
07/06/2018	Motion to Amend (10:30 AM) (Judicial Officer: Escobar, Adriana) <i>Motor Coach Industries Inc's Motion to Alter or Amend Judgment to Offset Settlement Proceedings Paid By Other Defendant's</i>
07/06/2018	Motion to Seal/Redact Records (10:30 AM) (Judicial Officer: Escobar, Adriana) <i>Motion to Seal and Redact "Motor Coach Industries Inc's Motion for New Trial and Accompanying Exhibits G-6 and O</i>
07/06/2018	Motion for Judgment (10:30 AM) (Judicial Officer: Escobar, Adriana) <i>Motor Coach Industries Inc's Renewed Motion for Judgment as a Matter of Law Regarding Failure to Warn Claim</i>
07/06/2018	Motion (10:30 AM) (Judicial Officer: Escobar, Adriana) <i>Motor Coach Industries Inc's Motion for a Limited New Trial</i>

DATE	FINANCIAL INFORMATION
	Defendant Bell Sports Inc
	Total Charges 223.00
	Total Payments and Credits 223.00
	Balance Due as of 5/24/2018 0.00
	Defendant Michelangelo Leasing Inc
	Total Charges 223.00
	Total Payments and Credits 223.00
	Balance Due as of 5/24/2018 0.00
	Defendant Motor Coach Industries Inc
	Total Charges 1,165.00
	Total Payments and Credits 1,165.00
	Balance Due as of 5/24/2018 0.00

DEPARTMENT 14
CASE SUMMARY
CASE NO. A-17-755977-C

Defendant Sevenplus Bicycles Inc	
Total Charges	223.00
Total Payments and Credits	223.00
Balance Due as of 5/24/2018	0.00
Other New Flyer Industries, Inc.	
Total Charges	223.00
Total Payments and Credits	223.00
Balance Due as of 5/24/2018	0.00
Executor Barin, Katayoun	
Total Charges	401.50
Total Payments and Credits	401.50
Balance Due as of 5/24/2018	0.00
Plaintiff Estate of Kayvan Khibani M.D.	
Total Charges	3.50
Total Payments and Credits	3.50
Balance Due as of 5/24/2018	0.00
Subject Minor Khiabani, Keon	
Total Charges	975.00
Total Payments and Credits	975.00
Balance Due as of 5/24/2018	0.00

DISTRICT COURT CIVIL COVER SHEET

A-17-755977-C

County, Nevada

Department 31

Case No.

(Assigned by Clerk's Office)

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone): Keon Khiabani, Aria Khiabani and Katayoun Barin	Defendant(s) (name/address/phone): Motor Coach Industries, Inc., Vista Outdoor Inc., d/b/a Giro Sport Design, Michelangelo Leasing, Inc., d/b/a Ryan's Express, and Edward Hubbard
Attorney (name/address/phone): Will Kemp, Esq. and Eric Pepperman, Esq., Kemp, Jones & Coulthard LLP 3800 Howard Hughes Pkwy, 17th Fl. Las Vegas 89169 (702) 467-8059 Peter S. Christiansen, Esq. Christiansen Law Firm 810 S. Casino Center Blvd., Las Vegas 89101 (702) 240-7979	Attorney (name/address/phone):

II. Nature of Controversy (please select the one most applicable filing type below)**Civil Case Filing Types**

Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	Torts Other Torts <input checked="" type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate Probate (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
Civil Writ Civil Writ <input type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ		Other Civil Filing Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

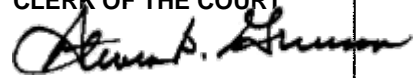
Business Court filings should be filed using the Business Court civil coversheet.

5/25/2017
Date

Signature of initiating party or representative

See other side for family-related case filings.

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Las Vegas, Nevada 89169
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8 Facsimile: (702) 385-6001
9 -and-
10 PETER S. CHRISTIANSEN, ESQ. (#5254)
11 KENDELEE L. WORKS, ESQ. (#9611)
12 kworks@christiansenlaw.com
13 CHRISTIANSEN LAW OFFICES
14 810 South Casino Center Blvd.
15 Las Vegas, Nevada 89101
16 *Attorneys for Plaintiffs*

DISTRICT COURT
CLARK COUNTY, NEVADA

12 KEON KHIABANI and ARIA KHIABANI,
13 minors, by and through their Guardian,
14 MARIE-CLAUDE RIGAUD; SIAMAK
15 BARIN, as Executor of the Estate of Kayvan
16 Khiabani, M.D. (Decedent), the Estate of
17 Kayvan Khiabani, M.D. (Decedent);
18 SIAMAK BARIN, as Executor of the Estate
19 of Katayoun Barin, DDS (Decedent); and the
20 Estate of Katayoun Barin, DDS (Decedent);

21 Plaintiffs,

22 vs.

23 MOTOR COACH INDUSTRIES, INC.,
24 a Delaware corporation; et al.

25 Defendants.

Case No.: A-17-755977-C

Dept. No.: XIV

JUDGMENT

26 The above-captioned action having come before the Court for a jury trial
27 commencing on February 12, 2018, the Honorable Adriana Escobar, District
28 Judge, presiding, and the issues having been duly tried, and the jury having duly
rendered its special verdict,

IT IS HEREBY ORDERED, ADJUDGED, and DECREED that, pursuant to the jury's verdict, judgment is entered in favor of Plaintiffs, KEON KHIABANI and ARIA KHIABANI, minors, by and through their Guardian MARIE-CLAUDE RIGAUD, and SIAMAK BARIN, as Executor of the Estate of Kayvan Khiabani, M.D. (Decedent) and as Executor of the Estate of Katayoun ("Katy") Barin, DDS (Decedent), and against Defendant MOTOR COACH INDUSTRIES, INC. ("MCI"), as follows:

KEON KHIABANI DAMAGES

Past Grief and Sorrow, Loss of Companionship, Society, and Comfort:	\$1,000,000.00
Future Grief and Sorrow, Loss of Companionship, Society, and Comfort:	\$7,000,000.00
Loss of Probable Support:	\$1,200,000.00
Pain and Suffering of Decedent, Dr. Kayvan Khiabani:	\$333,333.34
TOTAL	\$9,533,333.34

ARIA KHIABANI DAMAGES

Past Grief and Sorrow, Loss of Companionship, Society, and Comfort:	\$1,000,000.00
Future Grief and Sorrow, Loss of Companionship, Society, and Comfort:	\$5,000,000.00
Loss of Probable Support:	\$1,000,000.00
Pain and Suffering of Decedent, Dr. Kayvan Khiabani:	\$333,333.33
TOTAL	\$7,333,333.33

THE ESTATE OF KATY BARIN DAMAGES

Greif and Sorrow, Loss of Companionship, Society, Comfort, and Consortium suffered by Katy Barin before her October 12, 2017 death:	\$1,000,000.00
Loss of Probable Support before her October 12, 2017 death ³³	\$500,000.00
Pain and Suffering of Decedent, Dr. Kayvan Khiabani:	\$333,333.33
TOTAL	\$1,833,333.33

THE ESTATE OF KAYVAN KHIABANI COMPENSATORY DAMAGES

Medical and Funeral Expenses	\$46,003.62
PLAINTIFFS' COMBINED TOTAL DAMAGES AWARD:	\$18,746,003.62

IT IS FURTHER ORDERED, ADJUDGED, and DECREED that, under Nev. Rev. Stat. § 18.020, Plaintiffs shall also recover all costs reasonably and necessarily incurred in this action in an amount to be determined.

///

///

1 IT IS FURTHER ORDERED, ADJUDGED, and DECREED that, pursuant
2 to Nev. Rev. Stat. § 17.130, Plaintiffs shall receive prejudgment interest, accruing
3 from June 1, 2017, at the rate provided by law, on \$4,546,003.62 of the combined
4 total damages award, as this amount represents past damages for: (i) the grief and
5 sorrow and loss of companionship, society, and comfort suffered by Keon
6 Khiabani (\$1,000,000.00); (ii) the grief and sorrow and loss of companionship,
7 society, and comfort suffered by Aria Khiabani (\$1,000,000.00); (iii) the grief and
8 sorrow and loss of companionship, society, comfort, consortium, and probable
9 support suffered by Katy Barin before her October 12, 2017 death
10 (\$1,500,000.00); (iv) the pain and suffering of Decedent Dr. Kayvan Khiabani
11 (\$1,000,000.00); and (v) the medical and funeral expenses incurred by Decedent
12 Dr. Kayvan Khiabani (\$46,003.62). As of April 11, 2018, the total amount of
13 accrued prejudgment interest is \$246,480.55.¹

14 IT IS FURTHER ORDERED, ADJUDGED, and DECREED that Plaintiffs'
15 total judgment shall bear post-judgment interest at the rate provided by law, which
16 is currently 6.5%/year, until satisfied.

17 IN SUM, judgment upon the verdict in favor of Plaintiffs is hereby given
18 for Eighteen Million Seven Hundred Forty-Six Thousand Three and 62/100
19 Dollars (\$18,746,003.62) against Defendant MCI, with prejudgment interest, as
20 described above, and with post-judgment interest continuing to accrue on the total
21 judgment amount from the date this Judgment is entered until it is fully satisfied.

22 Dated this 17th day of April, 2018.

23 
24
25 DISTRICT COURT JUDGE

26
27 ¹ 06/01/2017 - 06/30/2017 \$21,484.53(30 days @ \$716.15/daily @ 5.750%/year);
28 07/01/2017 - 12/31/2017 \$143,230.23(184 days @ \$778.43/daily @ 6.250%/year);
1/01/2018 - 04/11/2018 \$81,765.78(101 days @ \$809.56/daily @ 6.500%/year)

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1 Respectfully Submitted by:

2 KEMP, JONES & COULTHARD, LLP

3 

4
5 WILL KEMP, ESQ. (#1205)

6 ERIC PEPPERMAN, ESQ. (#11679)

7 3800 Howard Hughes Parkway, 17th Floor
8 Las Vegas, Nevada 89169

9 -and-

10 PETER S. CHRISTIANSEN, ESQ. (#5254)

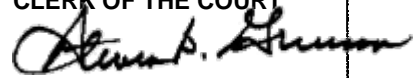
11 KENDELEE L. WORKS, ESQ. (#9611)

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15 *Attorneys for Plaintiffs*



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8 Las Vegas, Nevada 89101
Telephone: (702) 240-7979

9 *Attorneys for Plaintiffs*

10
11 **DISTRICT COURT**

12 **COUNTY OF CLARK, NEVADA**

13 KEON KHIABANI and ARIA KHIABANI,
14 minors by and through their natural mother,
KATAYOUN BARIN; KATAYOUN BARIN,
15 individually; KATAYOUN BARIN as
Executrix of the Estate of Kayvan Khiabani,
16 M.D. (Decedent), and the Estate of Kayvan
Khiabani, M.D. (Decedent),

17 Plaintiffs,

18 vs.

19 MOTOR COACH INDUSTRIES, INC.,
20 a Delaware corporation; et al.

21 Defendants.

Case No. A-17-755977-C

Dept. No. XIV

NOTICE OF ENTRY OF JUDGMENT

22
23 TO: All parties herein; and

24 TO: Their respective counsel;

25 YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that a Judgment was entered
26 in the above entitled matter on April 17, 2018.

27 //

28 //

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Seventeenth Floor
Las Vegas, Nevada 89169
(702) 385-6000 • Fax (702) 385-6001
kjc@kempjones.com

1 A copy of said Judgment is attached hereto.

2 DATED this 18th day of April, 2018.

3 KEMP, JONES & COULTHARD, LLP

4 

5 WILL KEMP, ESQ. (#1205)

6 ERIC PEPPERMAN, ESQ. (#11679)

7 KEMP, JONES & COULTHARD, LLP

8 3800 Howard Hughes Parkway, 17th Floor

9 Las Vegas, NV 89169

10 -and-

11 PETER S. CHRISTIANSEN, ESQ. (#5254)

12 KENDELEE L. WORKS, ESQ. (#9611)

13 CHRISTIANSEN LAW OFFICES


14 810 Casino Center Blvd.

15 Las Vegas, Nevada 89101

16 *Attorneys for Plaintiffs*

17 **CERTIFICATE OF SERVICE**

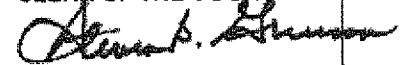
18 I hereby certify that on the 18th day of April, 2018, the foregoing NOTICE OF ENTRY OF
19 JUDGMENT was served on all parties currently on the electronic service list via the Court's
20 electronic filing system only, pursuant to the Nevada Electronic Filing and Conversion Rules,
21 Administrative Order 14-2.

22 

23 An Employee of Kemp, Jones & Coulthard.

KEMP, JONES & COULTHARD, LLP
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Seventeenth Floor
Las Vegas, Nevada 89169
(702) 385-6000 • Fax (702) 385-6001
kjc@kempjones.com

Electronically Filed
4/17/2018 4:26 PM
Steven D. Grierson
CLERK OF THE COURT



1 WILL KEMP, ESQ. (#1205)
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15 Las Vegas, Nevada 89101
16 Attorneys for Plaintiffs

DISTRICT COURT
CLARK COUNTY, NEVADA

17 KEON KHIABANI and ARIA KHIABANI,
18 minors, by and through their Guardian,
19 MARIE-CLAUDE RIGAUD; SIAMAK
20 BARIN, as Executor of the Estate of Kayvan
21 Khiabani, M.D. (Decedent), the Estate of
22 Kayvan Khiabani, M.D. (Decedent);
23 SIAMAK BARIN, as Executor of the Estate
24 of Katayoun Barin, DDS (Decedent); and the
25 Estate of Katayoun Barin, DDS (Decedent);

Plaintiffs,

vs.

20 MOTOR COACH INDUSTRIES, INC.,
21 a Delaware corporation; et al.

Defendants.

Case No.: A-17-755977-C

Dept. No.: XIV

JUDGMENT

24 The above-captioned action having come before the Court for a jury trial
25 commencing on February 12, 2018, the Honorable Adriana Escobar, District
26 Judge, presiding, and the issues having been duly tried, and the jury having duly
27 rendered its special verdict,
28

1 IT IS HEREBY ORDERED, ADJUDGED, and DECREED that, pursuant
2 to the jury's verdict, judgment is entered in favor of Plaintiffs, KEON KHIABANI
3 and ARIA KHIABANI, minors, by and through their Guardian MARIE-CLAUDE
4 RIGAUD, and SIAMAK BARIN, as Executor of the Estate of Kayvan Khiabani,
5 M.D. (Decedent) and as Executor of the Estate of Katayoun ("Katy") Barin, DDS
6 (Decedent), and against Defendant MOTOR COACH INDUSTRIES, INC.
7 ("MCI"), as follows:

8 **KEON KHIABANI DAMAGES**

9 Past Grief and Sorrow, Loss of Companionship, 10 Society, and Comfort:	\$1,000,000.00
11 Future Grief and Sorrow, Loss of Companionship, 12 Society, and Comfort:	\$7,000,000.00
13 Loss of Probable Support:	\$1,200,000.00
14 Pain and Suffering of Decedent, 15 Dr. Kayvan Khiabani:	\$333,333.34
16	
17 TOTAL	\$9,533,333.34

18
19 **ARIA KHIABANI DAMAGES**

20 Past Grief and Sorrow, Loss of Companionship, 21 Society, and Comfort:	\$1,000,000.00
22 Future Grief and Sorrow, Loss of Companionship, 23 Society, and Comfort:	\$5,000,000.00
24 Loss of Probable Support:	\$1,000,000.00
25 Pain and Suffering of Decedent, 26 Dr. Kayvan Khiabani:	\$333,333.33
27	
28 TOTAL	\$7,333,333.33

THE ESTATE OF KATY BARIN DAMAGES

Greif and Sorrow, Loss of Companionship, Society, Comfort, and Consortium suffered by Katy Barin before her October 12, 2017 death:	\$1,000,000.00
Loss of Probable Support before her October 12, 2017 death ³³	\$500,000.00
Pain and Suffering of Decedent, Dr. Kayvan Khiabani:	\$333,333.33
	TOTAL \$1,833,333.33

THE ESTATE OF KAYVAN KHIABANI COMPENSATORY DAMAGES

Medical and Funeral Expenses	\$46,003.62
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PLAINTIFFS' COMBINED TOTAL DAMAGES AWARD:	\$18,746,003.62
--	------------------------

IT IS FURTHER ORDERED, ADJUDGED, and DECREED that, under
 Nev. Rev. Stat. § 18.020, Plaintiffs shall also recover all costs reasonably and
 necessarily incurred in this action in an amount to be determined.

///

///

1 IT IS FURTHER ORDERED, ADJUDGED, and DECREED that, pursuant
2 to Nev. Rev. Stat. § 17.130, Plaintiffs shall receive prejudgment interest, accruing
3 from June 1, 2017, at the rate provided by law, on \$4,546,003.62 of the combined
4 total damages award, as this amount represents past damages for: (i) the grief and
5 sorrow and loss of companionship, society, and comfort suffered by Keon
6 Khiabani (\$1,000,000.00); (ii) the grief and sorrow and loss of companionship,
7 society, and comfort suffered by Aria Khiabani (\$1,000,000.00); (iii) the grief and
8 sorrow and loss of companionship, society, comfort, consortium, and probable
9 support suffered by Katy Barin before her October 12, 2017 death
10 (\$1,500,000.00); (iv) the pain and suffering of Decedent Dr. Kayvan Khiabani
11 (\$1,000,000.00); and (v) the medical and funeral expenses incurred by Decedent
12 Dr. Kayvan Khiabani (\$46,003.62). As of April 11, 2018, the total amount of
13 accrued prejudgment interest is \$246,480.55.¹

14 IT IS FURTHER ORDERED, ADJUDGED, and DECREED that Plaintiffs'
15 total judgment shall bear post-judgment interest at the rate provided by law, which
16 is currently 6.5%/year, until satisfied.

17 IN SUM, judgment upon the verdict in favor of Plaintiffs is hereby given
18 for Eighteen Million Seven Hundred Forty-Six Thousand Three and 62/100
19 Dollars (\$18,746,003.62) against Defendant MCI, with prejudgment interest, as
20 described above, and with post-judgment interest continuing to accrue on the total
21 judgment amount from the date this Judgment is entered until it is fully satisfied.


22 Dated this 17th day of April, 2018.

23
24 
25 DISTRICT COURT JUDGE

26
27 ¹ 06/01/2017 - 06/30/2017 \$21,484.53(30 days @ \$716.15/daily @ 5.750%/year);
28 07/01/2017 - 12/31/2017 \$143,230.23(184 days @ \$778.43/daily @ 6.250%/year);
1/01/2018 - 04/11/2018 \$81,765.78(101 days @ \$809.56/daily @ 6.500%/year)

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1 Respectfully Submitted by:
2 KEMP, JONES & COULTHARD, LLP

3
4 

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13 810 South Casino Center Blvd.
14 Las Vegas, Nevada 89101
15 *Attorneys for Plaintiffs*

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****June 06, 2017**

A-17-755977-C

Katayoun Barin, Plaintiff(s)

vs.

Motor Coach Industries Inc, Defendant(s)

June 06, 2017**12:30 AM****Minute Order**

**Ex-Parte Motion for
Order Requiring Bus
Company and Driver
to Preserve and
Immediately Turn
Over Relevant
Electronic
Monitoring
Information from Bus
and Driver Cell
Phone**

HEARD BY: Escobar, Adriana**COURTROOM:** RJC Courtroom 14C**COURT CLERK:** Denise Husted**RECORDER:** Sandra Anderson**REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- Plaintiffs ex parte motion for order requiring bus company and driver to preserve and immediately turn over relevant electronic monitoring information from bus and driver cell phone was filed in Department XIV of the Eighth Judicial District Court, the Honorable Adriana Escobar presiding, on May 30, 2017.

The Court notes that the motion is not the appropriate method for seeking the requested relief, as Plaintiffs are essentially requesting a temporary restraining order and an order compelling production of evidence. Thus, the Court DENIES Plaintiffs motion, as each of these motions require additional procedural steps, such as an attempt at notice to the other party which have apparently

not been undertaken here. If Plaintiffs refile the request to preserve evidence as an application for temporary restraining order in line with NRCP 65(b), including making efforts to serve the Defendants with notice of that application, the Court will consider the matter at that time. The Court will not grant a motion to compel on an ex parte basis.

Finally, the Court notes that both parties have a common law duty to preserve documents, tangible items, and information relevant to litigation that are reasonably calculated to lead to the discovery of admissible evidence when litigation is reasonably foreseeable. See *Bass-Davis v. Davis*, 122 Nev. 442 (2006).

Plaintiffs are directed to submit a proposed order denying their motion, and to serve a copy of this minute order on Defendants.

CLERK'S NOTE: Copies of this minute order placed in the attorney folders of:

William Kemp (KEMP JONES & COULTHARD, LLP)
Peter S. Christiansen (CHRISTIANSEN LAW OFFICES)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

June 15, 2017

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

June 15, 2017	9:30 AM	Motion for Temporary Restraining Order	Per Pltf's App for TRO requiring Bus Co. & Driver to Preserve & Immediately Turn over Relevant Electronic Monitoring Information from Bus and Driver Cell Phone on OST.
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HEARD BY: Escobar, Adriana

COURTROOM: RJC Courtroom 14C

COURT CLERK: Sharon Chun

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Christiansen, Peter S	Attorney
	Freeman, Eric O.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Russell, Howard J., ESQ	Attorney
	Stoberski, Michael E	Attorney

JOURNAL ENTRIES

- Per Pltf's App for TRO requiring Bus Co. & Driver to Preserve & Immediately Turn over Relevant Electronic Monitoring Information from Bus and Driver Cell Phone on OST.

Eric Freeman, Esq. appeared by CourtCall on behalf of Defts Michelangelo Leasing Inc. d/b/a Ryan's Express and Edward Hubbard.

Judge Escobar disclosed that it had represented Mr. Kemp's firm prior to taking the Bench, but will be fair and impartial. There was no opposition from any counsel to this Court hearing this matter.

Following Mr. Kemp's argument in support of the Application for TRO, both Mr. Russell and Mr. Stoberski stated they had no opposition to the proposed changes to the order, but requested to review it prior to signing off.

Mr. Freeman presented his objection to the Temporary Restraining Order, arguing it was too broad. He also noted that Sevenplus Bicycles Inc., a defendant that it affects, was served but has made no appearance yet and they need to make an appearance. Mr. Kemp confirmed that Michelangelo and Hubbard were served and argued that they will need to look at the evidence and get started. Mr. Freeman responded that he needs the opportunity to discuss this with his potential client and reiterated his opposition to the TRO at this time, but he will work with counsel. Mr. Kemp reiterated his request for the TRO.

COURT STATED it has given a lot of thought to this and did find that the preservation of evidence is critical and required; however, the Court needs to read the changed Order. COURT ORDERED, Application for TRO GRANTED IN PART and DENIED IN PART. COURT STATED it did not find it was something it wanted to come without the other parties being informed. The preservation of evidence is critical and required. COURT STATED it has not yet read the changed order, but at this time read from its notes, citing the electronic information that Mr. Kemp believes the bus has in its possession.

COURT ORDERED within five business days, all of the cited items are to be preserved from the accident which occurred on 4/18/17. With respect to the Smart Phone, those items that Plaintiff requested are to be preserved. Under Bass-Davis, a party has the duty to preserve discoverable evidence, within five business days. COURT NOTED that the evidence already discussed may not be discoverable, but it is to be downloaded within five business days and is to be preserved by the Defendants; Mr. Freeman would have a duty to preserve this.

Defendants are not to discuss the evidence with Plaintiff's, or anyone else involved in the case, until the appropriate time. Mr. Kemp stated his concern is that all data is downloaded. COURT ADVISED it wants a Declaration from the experts who are proficient to download the data from the date of the accident. It was noted that there are two such experts who would be proficient to do that.

COURT ORDERED that the experts are to submit a Declaration to the Court as to what was downloaded and the dates of the data generation from the bus and the cell phone. The information will not be shared with Plaintiff until the appropriate time. Mr. Kemp noted that METRO may request the information. COURT REITERATED that the information is not to be shared with the Plaintiff, but METRO'S requests may be required.

Mr. Freeman stated he will cooperate with Mr. Kemp's office and requested Mr. Kemp to forward the proposed revised Order to him along with the information as to whom could download all of this and preserve the data. Mr. Freeman's contact information was provided at this time. COURT SO NOTED.

Mr. Kemp advised he will redraft the proposed Order, get it to all counsel, and then get it back to the Court within the next few days.

COURT REITERATED, the TEMPORARY RESTRAINING ORDER, GRANTED IN PART; DENIED AS TO IMMEDIATELY TURNING OVER THE INFORMATION/EVIDENCE.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****July 20, 2017**

A-17-755977-C Katayoun Barin, Plaintiff(s)
 vs.
 Motor Coach Industries Inc, Defendant(s)

July 20, 2017	9:30 AM	Motion for Preferential Trial Setting	Plaintiff's Motion for Preferential Trial Setting Under NRS 16.025(2)
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HEARD BY: Jones, Tierra**COURTROOM:** RJC Courtroom 14C**COURT CLERK:** Denise Husted**RECORDER:** Sandra Anderson**REPORTER:****PARTIES**

PRESENT:	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Nunez, Michael J.	Attorney
	Stoberski, Michael E	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Mr. Kemp argued that parties can be ready for trial in six months. He advised that the widow does not have long to live which necessitates an expedited trial setting. He further stated he listed all witnesses at the early case conference and will provide counsel all documents by noon today. Opposition by defense counsel. Colloquy regarding scheduling of depositions, dispositive motions and motions in limine. COURT ORDERED, motion is GRANTED; trial date is SET, with the understanding that it may not go, and a status check regarding trial readiness is SET in sixty days.

9/21/17 9:30 AM STATUS CHECK: TRIAL READINESS

11/2/17 9:30 AM CALENDAR CALL

11/20/17 9:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

September 21, 2017

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

September 21, 2017 9:30 AM All Pending Motions

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Haly Pannullo

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Christiansen, Peter S	Attorney
	Freeman, Eric O.	Attorney
	Kemp, William Simon	Attorney
	Roberts, D Lee, Jr.	Attorney
	Stoberski, Michael E	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- TRIAL READINESS ... DEFENDANTS MICHELANGELO LEASING INC. AND EDWARD HUBBARD'S MOTION FOR RECONSIDERATION REGARDING THE COURT GRANTING PLAINTIFFS' MOTION FOR PREFERENTIAL TRIAL SETTING ... DEFENDANT SEVENPLUS BICYCLES, INC. DBA PRO CYCLERY'S JOINDER TO DEFENDANT RYAN'S EXPRESS AND EDWARD HUBBARD'S MOTION FOR RECONSIDERATION ... DEFENDANT MOTOR COACH INDUSTRIES, INC.'S JOINDER TO MICHELANGELO LEASING INC. AND EDWARD HUBBARD'S MOTION FOR RECONSIDERATION REGARDING THE COURT GRANTING PLAINTIFFS' MOTION FOR PREFERENTIAL TRIAL SETTING

Scott Tooney, Esq., present on behalf of Bell Sports Inc. Paul Stephen, Esq., appearing Pro Hac Vice on behalf of Motor Coach Industries Inc. Michael G. Terry, Esq., appearing Pro Hac Vice on behalf of Katayoun Barin.

Arguments by counsel regarding trial readiness and the Motion for Reconsideration. COURT STATED FINDINGS and ORDERED, trial and discovery is to move forward on the schedule that was set. Court noted the status of each Pro Hac Vice application. COURT FURTHER ORDERED, matter SET for Status Check regarding trial readiness.

CLERK'S NOTE: Subsequent to Court, COURT ORDERED, matter SET for Status Check on October 30, 2017 to monitor the progress of discovery closer to the trial date; Motions for Reconsideration CONTINUED. hvp/10/9/17

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****November 02, 2017**

A-17-755977-C Katayoun Barin, Plaintiff(s)
 vs.
 Motor Coach Industries Inc, Defendant(s)

November 02, 2017	9:30 AM	All Pending Motions	Plaintiff's Motion to Amend Cojmplaint to Substitute Parties on Order Shortening Time...Defendant's Opposition to Plaintiffs' Motion to Amend Complaint/Countertermotion to Set a Reasonable Trial Date Upon Changed Circumstance that Nullifies the Reason for Preferential Trial Setting
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HEARD BY: Escobar, Adriana**COURTROOM:** RJC Courtroom 14C**COURT CLERK:** Denise Husted**RECORDER:** Sandra Anderson**REPORTER:****PARTIES**

PRESENT:	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Polsenberg, Daniel F.	Attorney
	Roberts, D Lee, Jr.	Attorney
	Russell, Howard J., ESQ	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Mr. Kemp stated that the amendment being sought is to replace the co-guardian into the case. He advised that Defendant's opposition is actually a request to continue the trial. He informed the Court the status of taking of depositions and argued opposition to Defendant's request for trial continuance. Mr. Polsenberg stated he does not want to try a case in which he is not prepared; a continuance is required to fully prepare. Following further arguments, COURT ORDERED, Plaintiff's Motion to Amend Complaint is GRANTED and Defendant's Countermotion to Set a Reasonable Trial Date is GRANTED. Trial, which is anticipated to take four weeks, is set to a Firm Setting.

1/18/18 9:30 AM CALENDAR CALL

2/12/18 9:30 AM JURY TRIAL - FIRM SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

December 07, 2017

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

**December 07, 2017 9:30 AM Motion for Determination
of Good Faith Settlement**

HEARD BY: Escobar, Adriana

COURTROOM: RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT: Pepperman, Eric Attorney

JOURNAL ENTRIES

- COURT FINDS no collusion or fraud and the settlement negotiations were at arms length, and ORDERED, Good Faith Settlement is APPROVED. Ms. Igeleke to prepare the order to include Findings of Fact and Conclusions of Law, circulate proposed order to counsel and provide proposed order to Court's Chambers in Word format.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

January 18, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

January 18, 2018 9:30 AM Calendar Call

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Henriod, Joel D.	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Colloquy regarding trial date and the jury questionnaire. COURT ORDERED, trial date STANDS.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

January 23, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

January 23, 2018 9:30 AM All Pending Motions

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Christiansen, Peter S	Attorney
	Ferrario, Mark E., ESQ	Attorney
	Freeman, Eric O.	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Polsenberg, Daniel F.	Attorney
	Roberts, D Lee, Jr.	Attorney
	Russell, Howard J., ESQ	Attorney
	Stoberski, Michael E	Attorney
	Welch, Whitney L	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Following arguments by counsel, COURT ORDERED, the following:

Defendant's Motion for Summary Judgment on Forseeability of Bus Interaction with Pedestrians or Bicyclists (Including Sudden Bicycle Movement) is GRANTED.

Plaintiff's Motion for Determination of Good Faith Settlement with Defendants Michelangelo Leasing, Inc. dba Ryan's Express and Edward Hubble Only is GRANTED; Motion to Seal Settlement

GRANTED as well.

Defendant Bell Sports, Inc.'s Motion for Determination of Good Faith Settlement on OST is GRANTED; Motion to Seal GRANTED as well.

Plaintiff's Joinder to Defendant Bell Sports, Inc.'s Motion for Determination of Good Faith Settlement on Order Shortening Time is GRANTED.

Defendant's Motion for Summary Judgment on Punitive Damages is DENIED as Plaintiff provided sufficient evidence supporting punitive damages instruction.

Motor Coach Industries, Inc." Motion for Summary Judgment on All Claims Alleging a Product Defect is DENIED as the theories have issues of material fact remaining.

Defendant's Motion to Dismiss Wrongful Death Claim for Death of Katavoun Brain DDS is GRANTED.

Defendant Motor Coach Industries, Inc. Motion for Leave to File Third Party Complaint on OST is MOOT.

Defendant's Motion for Leave to File Third Party Complaint on OST is MOOT.

Non-Party New Flyer Industries Inc.'s Objection to Special Master Hale's January 23, 2018. Court informed parties that a minute order will issue.

Parties to prepare their respective orders.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****January 26, 2018**

A-17-755977-C

Katayoun Barin, Plaintiff(s)

vs.

Motor Coach Industries Inc, Defendant(s)

January 26, 2018**11:00 AM****Minute Order**

**Non-Party New Flyer
Industries, Inc.'s
Objection to Special
Master Hales's 1/4/18
Order**

HEARD BY: Escobar, Adriana**COURTROOM:** Chambers**COURT CLERK:** Denise Husted**RECORDER:****REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- Non-party New Flyer Industries, Inc. s Objection to Special Master Hale s January 4, 2018 Order came on for a hearing before Department XIV of the Eighth Judicial District Court, the Honorable Adriana Escobar presiding, on January 23, 2018.

After considering the pleadings and argument of counsel, the Court GRANTS IN PART and DENIES IN PART New Flyer s motion. Plaintiffs will be permitted to conduct a deposition of Mr. Asham by video conference, to last no more than two hours. However, the deposition will be for the limited purpose of discovery of the financial status of the Defendant, Motor Coach Industries. Plaintiffs are directed to prepare a proposed order for the Court s signature, and to submit the proposed order in Microsoft Word format, by e-mail to dept14lc@clarkcountycourts.us

Additionally, in regard to the various other motions heard on January 23, 2018, the Court directs Plaintiffs to prepare proposed orders for (1) Bell Sports Inc. s motion for determination of good faith settlement; (2) Michelangelo Leasing Inc. and Edward Hubbard s motion for determination of good

faith settlement; (3) Plaintiffs motion for summary judgment on foreseeability of bus interactions with pedestrians or bicyclists; (4) Defendant s motion for summary judgment on punitive damages; and (5) Defendant s motion for summary judgment on all claims alleging a product defect. Defendant is directed to prepare proposed orders for (1) Defendant s motion to dismiss wrongful death claim for death of Katy Brain; and (2) Defendant s motion for leave to file third-party complaint. Each proposed order shall be reviewed by opposing counsel for approval as to form and content, should be submitted in Microsoft word format, by e-mail to dept14lc@clarkcountycourts.us, and must include detailed findings of fact and conclusions of law.

CLERK'S NOTE: Counsel notified via e-mail.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

January 29, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

January 29, 2018 9:30 AM All Pending Motions

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Polsenberg, Daniel F.	Attorney
	Roberts, D Lee, Jr.	Attorney
	Russell, Howard J., ESQ	Attorney
	Smith, Abraham G.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry appearing for Motor Coach Industries.

Following arguments of counsel, COURT ORDERED, the following.

Plaintiff's Motion in Limine No.1 to Preclude Reference or Argument Regarding the Alleged Negligence of Third Parties (i.e.: Michelangelo and Hubbard). Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 2 to Preclude any Reference to settling Defendants (Including

Claims, Settlement and Amounts). Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 3 to Preclude Defendant MCI from Arguing that Decedent was Contributory Negligent. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 4 to Preclude MCI from Making Excessive Reference to the Fact that Plaintiffs are of Iranian or "Persian" Descent. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 5 to Preclude Defendants from Arguing or Suggesting that Plaintiffs Must Prove that the Bus had any Specific Defect. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 6 to Preclude Defendants from Mentioning that Defense Expert Dr. Michael Baden (OJ's Medical Examiner) Worked for the Christiansen Law Firm is GRANTED IN PART; Court will allow hypotheticals in for the case he has testified to in the past.

Plaintiff's Motion in Limine No. 7 to Preclude Defendant MCI from Arguing that the Alleged Lack of Proximity Sensors from a Third Party ("Commercial Availability") as a Defense Where the True Issue is Whether Proximity Sensors were Technologically "Feasible", Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 8 to Pre-Instruct the Jury with Standard Instructions for Product Liability Claims. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 9 to Preclude Metro Report and/or Opinions from Metro Officers. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 10 to Pre-Admit Funeral Video and Funeral Slide Show. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 11 Pre-Admit 1993 Generic Bus Wind Testing by MCI. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 12 to Preclude MCI Expert Rucoba from Offering Meteorologist Opinions Regarding Wind Speed at the Time of the Accident (Including but Not Limited to the Wildly Unsupported Claim that Wind Speeds at 10:30 am were (16 to 17 Miles Per Hour" and "Winds were Gusting to 30 MPH". Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 13 Preclude Defendants from Arguing or Referencing Rigged Air Blast Testing that is Not Substantially Similar Because it used Stationary Bike and not a Moving Bike. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 14 to Designate Virgil Hoogestraat as Managing Speaking Agent of MCI. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 15 to Designate Bryan Couch as Managing Speaking Agent of Motor. Court informed parties an order will be issued.

Plaintiff's Motion in Limine No. 16 Pre-Admit June 2001 Article as Notice of Potential Rear Tire Suction Hazard and Need for Protective Guard is WITHDRAWN.

Plaintiff's Motion in Limine No. 17 to Admit Evidence of Fact Establishing Defendant's Consciousness of Responsibility . Court informed parties an order will be issued.

Plaintiff's Motion in Limine to Exclude the Testimony of Untimely Disclosed Expert Witness Robert Stahl, MD is MOOT.

Plaintiff's Motion in Limine to Exclude any Testimony on the Untimely Supplemental Expert Report Filed by Defense Expert Robert Stahl is irrelevant.

Defendant's Motion in Limine No. 1 to Limit Opinions by Plaintiff's Expert Robert Caldwell, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 2 to Exclude Illustrations by Plaintiff's Expert Joshua Cohen that Have No Basis in Fact, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 3 to Preclude Plaintiff's from Making Reference to a "Bullet Train", CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 4 to Preclude Plaintiff's from Presenting Evidence that Proximity Sensors were a Safer Alternative Design CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 5 to Exclude any Claims of Defect Based on S-1 Gard Motion in Limine, CONTINUED to 1/31/18.

Defendant's Motion in Limine NO. 6 to Exclude Reference to New Flyer Industries ((NFI Group), CONTINUED to 1/31/18.

Defendant's Motion Limine No. 7 to Exclude any Claims that the Subject Motor Coach was Defective Based on Alleged Dangerous "Air Blasts", CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 8 to Exclude any Reference to Seatbelts, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 9 to Exclude Reference to the Ghost Bike Memorial, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 10 to Exclude Speculation as to Descendant's Thoughts about the Motor Coach, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 11 to Exclude Plaintiff's Expert Witness David Roger, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 12 to Exclude Reference to the Cost of the S-1 Gard or Proximity Sensors, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 13 to Exclude Plaintiff's Expert Witness Robert Cunitz, Ph.D. or in the Alternative, to Limit his Testimony, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 14 to Exclude Articles Regarding or Reference to Transit Buses, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 15 to Exclude Opinion Testimony from LV Witnesses on Causation and Engineering Principles, CONTINUED to 1/31/18.

Defendant's Motion in Limine No. 16 to Exclude Opinions by Plaintiff's Expert Dipak Panigrahy is WITHDRAWN as request of counsel.

Defendant's Motion in Limine No. 17 to Exclude Claim of Lost Income, Including the August 28 Expert Report of Larry Stokes, CONTINUED to 1/31/18.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

January 31, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

January 31, 2018 9:30 AM All Pending Motions

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:

Barger, Darrell	Attorney
Christiansen, Peter S	Attorney
Henriod, Joel D.	Attorney
Kemp, William Simon	Attorney
Pepperman, Eric	Attorney
Polsenberg, Daniel F.	Attorney
Roberts, D Lee, Jr.	Attorney
Russell, Howard J., ESQ	Attorney
Smith, Abraham G.	Attorney
Works, Kendele Leascher	Attorney

JOURNAL ENTRIES

- Following arguments of counsel, COURT ORDERED, the following:

Defendant's Motion in Limine No. 1 to Limit Opinions by Plaintiff's Expert Robert Caldwell. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 2 to Exclude Illustrations by Plaintiff's Expert Joshua Cohen that have No Basis in Fact. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 3 to Preclude Plaintiffs from Making Reference to a "Bullet Train."

Court informed parties an order will be issued.

Defendant's Motion in Limine No. 4 to Preclude Plaintiffs from Presenting Evidence that Proximity Sensors were a Safer Alternative Design. Court informed parties an order will be issued.

Defendant's Motion i Limine No. 5 to Exclude any Claims of Defect Based on S-1 Gard Motion in Limine. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 6 to Exclude Reference to New Flyer Industries ((NFI Group). Court informed parties an order will be issued.

Defendant's Motion in Limine No. 7 to Exclude any Claims that the Subject Motor Coach was Defective Based on Alleged Dangerous "Air Blasts." Court informed parties an order will be issued.

Defendant's Motion in Limine No. 8 to Exclude any Reference to Seatbelts. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 9 to Exclude Reference to the Ghost Bike Memorial. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 10 to Exclude Speculation as to Decedent's Thoughts about the Motor Coach. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 11 to Exclude Plaintiff's Expert Witness David Roger. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 12 to Exclude Reference to the Cost of the S-1 Gard of Proximity Sensors. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 13 to Exclude Plaintiff's Expert Witness Robert Cunitz, Ph.D. or in the Alternative, to Limit his Testimony. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 14 to Exclude Articles Regarding or Reference to Transit Buses. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 15 to Exclude Opinion Testimony from LV Witnesses on Causation and Engineering Principles. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 16 to Exclude Opinions by Plaintiff's Expert Dipak Panigrahy. Court informed parties an order will be issued.

Defendant's Motion in Limine No. 17 to Exclude Claim of Lost Income, Including the August 28 Expert Report of Larry Stokes. Court informed parties an order will be issued.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 06, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 06, 2018 3:00 PM Minute Order

HEARD BY: Escobar, Adriana **COURTROOM:** Chambers

COURT CLERK: Denise Husted

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Defendant Motor Coach Industries, Inc. filed an objection to media request on January 31, 2018, in light of the impending trial and the media request and order filed on January 10, 2018 from Courtroom View Network.

Under Supreme Court Rule 230(2), a court considering whether to allow electronic coverage of a trial shall consider several factors. Defendant has asserted that the media request should be denied in consideration of these factors, as the coverage will impact Defendant s right to a fair trial, will impact the Defendant s right of privacy over confidential information, and will likely distract trial participants. The Court notes there is a presumption that court documents be open to the public, but in some cases a significant competing interest may outweigh the public right to access. Howard v. State, 128 Nev. 736, 291 P.3d 137, 139 (2012).

Here the Court finds that none of Defendant s claimed prejudices is sufficient to close the courtroom to public access. The Court has limited media access to one camera at a time, so the Court finds there is minimal risk of distracting jurors or witnesses. Further, the Court finds there is little practical danger of jurors viewing pre-trial announcements of the intention to televise the trial, much less any likelihood that viewing such announcements alone would impute sufficient knowledge that a juror should be disqualified, as the trial will not be broadcast by any major media source. Finally, to the

extent that the trial will involve confidential information that is subject to a stipulated protective order, the Court finds that concerns of avoiding dissemination of this information is not sufficiently significant to outweigh the presumption of public access.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****February 07, 2018**

A-17-755977-C Katayoun Barin, Plaintiff(s)
 vs.
 Motor Coach Industries Inc, Defendant(s)

February 07, 2018 1:45 PM Minute Order

HEARD BY: Escobar, Adriana **COURTROOM:** Chambers

COURT CLERK: Denise Husted

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- This Court previously ruled on the parties' motions in limine, but deferred ruling on Plaintiffs' motion in limine #10 (to pre-admit funeral video and funeral slide show), requesting Plaintiffs to submit the specific videos which Plaintiffs desire to use at trial. Plaintiffs' counsel submitted a CD-Rom to chambers and opposing counsel on February 6, 2018, containing four proposed videos that Plaintiffs seek to pre-admit. The Court received no further objection or opposition from Defendant beyond the opposition to Plaintiffs' motion in limine #10. After reviewing the proposed videos, the Court GRANTS Plaintiffs' motion in limine #10 as to the fourth file, titled Kayvan Memorial Aria Speech, which lasts four minutes and twenty-nine seconds, and which shows Aria Khiabani's speech at his father's funeral. The Court finds this video is a fair depiction of the grief and sorrow felt by the two minor Plaintiffs, Aria and Keon, due to the loss of their father, and thus is relevant to prove the damages that Plaintiffs would be able to recover on their wrongful death claim. The Court further finds that the probative value of this testimony is not substantially outweighed by the danger of unfair prejudice, confusion of issues, or misleading the jury. Although Aria and Keon may testify at trial, the video depicts the Plaintiffs' grief and sorrow experienced soon after their father's death, and is sufficiently short that the probative value is not substantially outweighed by considerations of waste of time and presentation of cumulative evidence.

The Court DENIES Plaintiffs' motion in limine #10 as to the other three offered videos. First, the

slideshow from Katy Brain's funeral and Aria's speech from Katy's funeral are depictions of the value of Katy Brain's life and the impact of her death on Aria, but these issues are not relevant to the claims at issue, considering the Court dismissed the cause of action for wrongful death of Katy Brain. The remaining video, of the slideshow showed at Kayvan Khiabani's funeral, will not be pre-admitted. The Court finds that some photographs in the slideshow may have probative value of proving the loss of companionship, society, comfort, and consortium felt by the decedent's heirs, however because the slideshow is over sixteen minutes long and shows the value of Kayvan Khiabani's life in general, including his own positive experiences in travel and other activities, to the extent the slideshow is slightly probative of any of these categories, the Court finds any probative value of the slideshow as a whole is substantially outweighed by danger of unfair prejudice, confusion of issues, and undue delay, especially considering the wrongful death statute does not allow recovery based on the quality of the decedent's life generally. If Plaintiffs seek to utilize individual photographs at trial, the Court will entertain requests on an individual basis, but the slideshow video will not be pre-admitted.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 09, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

**February 09, 2018 2:00 PM Status Check: Trial
Readiness**

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT: Barger, Darrell Attorney
Christiansen, Peter S Attorney
Kemp, William Simon Attorney
Roberts, D Lee, Jr. Attorney
Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- Colloquy regarding jury selection and scheduling for the upcoming jury trial. The Court informed counsel that an order will be issued regarding jury selection regarding the order of seating and the alternates. Additionally, the Court directed counsel to provide a list of any jury instructions they have stipulated to.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 12, 2018

A-17-755977-C	Katayoun Barin, Plaintiff(s) vs. Motor Coach Industries Inc, Defendant(s)
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February 12, 2018	7:00 AM	Minute Order
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HEARD BY: Escobar, Adriana	COURTROOM: Chambers
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COURT CLERK: Denise Husted

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- The parties appeared before Department XIV of the Eighth Judicial District Court, the Honorable Adriana Escobar presiding, on February 9, 2018, for a status check on trial readiness. Counsel asked the Court whether the parties would be allowed more than one peremptory challenge in light of the agreement to utilize five alternate jurors. The Court will not allow more than five peremptory challenges per side four which can be used only for potential regular jurors (seats 1 through 16), and one of which can be used only for a potential alternate jurors (seats 17, 18, 19, 20, 21, 22, or 23). If a party does not use all four regular juror challenges, that party may not use one of those challenges as a second alternate juror challenge, and the unused challenge will be waived.

CLERK'S NOTE: Parties notified via e-mail.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 12, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 12, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT: Barger, Darrell Attorney
 Christiansen, Peter S Attorney
 Kemp, William Simon Attorney
 Roberts, D Lee, Jr. Attorney
 Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. Counsel stipulated to waive the reading of potential witnesses to the jurors as they were listed in the jury questionnaire. Exclusionary rule invoked, however counsel stipulated that expert witnesses may remain in court. IN THE PRESENCE OF THE JURY. Roll of jurors called by the clerk. Counsel stipulated to the presence of the jury. OUTSIDE THE PRESENCE OF THE JURY. The Court reminded counsel to keep voir dire relevant and not to use one juror to educate the others. IN THE PRESENCE OF THE JURY. Jury selection. OUTSIDE THE PRESENCE OF THE JURY. Discussion regarding jury selection. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 13, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 13, 2018 12:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. Roll of jurors called. Counsel stipulated to the presence of the jury. Jury selection. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 14, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 14, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. Roll of jurs called. Voir dire/jury selection commenced. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 15, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 15, 2018 1:00 PM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding jury selection. IN THE PRESENCE OF THE JURY. Roll of jurors called. Jury selection. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 16, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 16, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding jury selection. IN THE PRESENCE OF THE JURY. Jury selection continued. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 20, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 20, 2018 12:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Jury selection. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 21, 2018

A-17-755977-C	Katayoun Barin, Plaintiff(s)
	vs.
	Motor Coach Industries Inc, Defendant(s)

February 21, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted
Kathy Klein

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Polsenberg, Daniel F.	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Jury selection.

2:00 PM -COURT CLERK: Kathy Klein;

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Court explained based on the Court's review of the Summary Judgment on unforeseeability it appears we may need a clear order; It was oral, However not effective until an order is written/submitted. Court was provided the opposition and reply and both trial briefs earlier and suggested we continue the trial and begin in the morning. Mr. Roberts requested a brief recess to discuss the Courts suggestion regarding the evening break with each other. Court trailed matter.

Later recalled: Mr. Roberts stated after confiring with his counsel, they would agree not to proceed with the trial until a written order is completed.

PROSPECTIVE JURY PANEL PRESENT: Court informed the jury panel they would return tomorrow and admonished the Jury Panel for the evening recess.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Jurors #1155 (E.M.), 110926 (E.T.) & 110798 (B.L.), upon inqiury of the Court, the Jurors provided phone numbers of their supervisors/managers and available times to be reached. Jurors to return tomorrow.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Mr. Roberts argued regarding Mr. Christiansen's voir dire of saftey conscience individuals. Colloquy regarding the proposed jury instrcution. Mr. Kemp suggested eliminating the practicality argument in the instruction. Arguments by Counsel. Court noted its concerns and stated the instruction is not to refer to the Doctor being negligent in any way. Counsel to submit the instruction to ask to follow the law or that they would ask for a higher burden. Mr. Roberts to prepare the instruction.

Evening recess.

02/22/18 12:30 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 22, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 22, 2018 12:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Jury SELECTED and SWORN. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 23, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 23, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendele Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Exclusionary rule invoked. Opening statements by Mr. Kemp. Opening statements by Mr. Terry. OUTSIDE THE PRESENCE OF THE JURY. Mr. Kemp stated there were procedural violations during Mr. Terry's opening statements. He requested that a curative instruction be given to the jury. Opposition by Mr. Henriod. COURT FINDS, there were only statements regarding causation and ORDERED, motion DENIED. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding scheduling. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 26, 2018

A-17-755977-C	Katayoun Barin, Plaintiff(s) vs. Motor Coach Industries Inc, Defendant(s)
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February 26, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	Barger, Darrell Christiansen, Peter S Kemp, William Simon Pepperman, Eric Roberts, D Lee, Jr. Russell, Howard J., ESQ Works, Kendelea Leascher	Attorney Attorney Attorney Attorney Attorney Attorney Attorney
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JOURNAL ENTRIES

- 9:30 AM - Court Clerk Denise Husted present.

OUTSIDE THE PRESENCE OF THE JURY. Mr. Kemp moved to admit selected Plaintiff's exhibits (see worksheet). There being no opposition, COURT ORDERED, exhibits are admitted. Mr. Barger noted that Plaintiff's exhibit #126 was previously admitted, but requested that his objection to that admission be noted on the record. Court so noted. IN THE PRESENCE OF THE JURY. Roll of jurors called by the Clerk. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding the designated deposition selection of Mr. Hoogestraat discussed on the record. Court stated its findings and informed counsel a minute order regarding this issue is forthcoming. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet.

4:00 PM - Court Clerk Phyllis Irby present.

Testimony and exhibits presented (see worksheet). Jury questions asked and answered. The Court thanked and recessed the jury for the evening. OUTSIDE THE PRESENCE OF THE JURY. Colloquy between the Court and counsel regarding pre-trial Motions in Limine. Mr. Pepperman requested to have Plaintiff's witness give testimony via video conference. COURT ORDERED, TRIAL CONTINUED.

CLERK'S NOTE: Court's ruling regarding deposition of Mr. Hoogestraat is as follows:

After hearing the oral argument of counsel and upon further consideration, the Court has determined that the designated deposition selections between 34:24 and 44:21 are all admissible. Because Mr. Hoogestraat was designated as Defendant's person most knowledgeable on hazard identification and reduction/mitigation/elimination on MCI buses, Mr. Hoogestraat's testimony on the existence of air displacement around a coach bus is within the scope of his 30(b)(6) testimony. Further, the Court finds Mr. Hoogestraat may be designated as managing-speaking agent for Defendant in regard to these statements, and no other reason not to admit the testimony has been presented. Thus, in addition to those noted during the hearing, Plaintiff will be permitted to present the video testimony of the following lines:

35:3-24, 36:15-25, 37:1-20, 38:8-25, 39:1-15, 40:18-25, 41:1-25, 42:1-8 and 44:9-21. dh 2/27/18

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 27, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 27, 2018 11:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendele Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Mr. Kemp stated opposition to Mr. Robert's questioning of witness Mary Witherell. He argued that the questions asked violated Motion in Limine #1, and the Court's previous ruling. Mr. Lee advised the photograph used was taken from the Plaintiff's exhibits and that he didn't feel he violated the Court's ruling. Following further arguments by counsel, the Court advised that a curative statement will be given to the jury. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding scheduling of witnesses. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

February 28, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

February 28, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Discussion regarding witness depositions and agreement regarding line by line testimony to be allowed. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****March 01, 2018**

A-17-755977-C Katayoun Barin, Plaintiff(s)
 vs.
 Motor Coach Industries Inc, Defendant(s)

March 01, 2018 1:00 PM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry, Esq. appearing for Motor Coach Industries.

OUTSIDE THE PRESENCE OF THE JURY. Upon Court's inquiry, Mr. Pepperman stated he relied on the fact that Mr. Lamont is in Canada and couldn't be subpoenaed to appear. Colloquy regard deposition testimony. IN THE PRESENCE OF THE JURY. Roll of jurors called by the Clerk. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Mr. Roberts questioned witness Larry Stokes regarding testimony pertaining to issues concerning taxes. Mr. Henriod asked to clarify the questions he could ask with the upcoming witness. Statement by Mr. Kemp. The Court advised that questioning has to be consistent with previous ruling regarding not discussing any parties involved in the litigation. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 02, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 02, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT: Barger, Darrell Attorney
Christiansen, Peter S Attorney
Pepperman, Eric Attorney
Roberts, D Lee, Jr. Attorney
Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Mr. Kemp stated objections to exhibits 508, 509 & 510. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 05, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 05, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 03F

COURT CLERK: Denise Husted

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding exhibits numbered next in order. Mr. Terry stated objections regarding certain questions being asked of Plaintiff's witness Joshua Cohen. Mr. Kemp advised he wants to show pictures with Mr. Cohen rather than Dr. Stalnecker. COURT ORDERED, objection is SUSTAINED; foundation must be laid in questioning the doctor. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 06, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 06, 2018 12:00 AM Jury Trial

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT: Barger, Darrell Attorney
 Christiansen, Peter S Attorney
 Pepperman, Eric Attorney
 Roberts, D Lee, Jr. Attorney
 Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. OUTSIDE THE PRESENCE OF THE JURY. Mr. Roberts objected to playing the gardener's video during Dr. Gavin's testimony as her testimony should be limited to the scope of her treatment. Arguments by Mr. Kemp. The Court sustained Mr. Robert's objection. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding scheduling. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 07, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 07, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:

Barger, Darrell	Attorney
Christiansen, Peter S	Attorney
Kemp, William Simon	Attorney
Pepperman, Eric	Attorney
Roberts, D Lee, Jr.	Attorney
Russell, Howard J., ESQ	Attorney
Works, Kendelee Leascher	Attorney

JOURNAL ENTRIES

- Court Clerk, Denise Husted present.

Michael Terry, representing Motor Coach Industries also present.

IN THE PRESENCE OF THE JURY: Testimony and exhibits presented per worksheet.

Court Clerk, Louisa Garcia present.

OUTSIDE THE PRESENCE OF THE JURY: Arguments by counsel regarding video clips of David Dorr and Mr. Pears.

JURY PRESENT: Plaintiffs called witness David Dorr through video deposition. (See worksheet).

COURT ORDERED, TRIAL CONTINUED.

CONTINUED TO 3/8/18 1:00 P.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 08, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 08, 2018 12:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT: Barger, Darrell Attorney
Christiansen, Peter S Attorney
Kemp, William Simon Attorney
Pepperman, Eric Attorney
Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Discussion regarding jury view of the bus. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Discussion regarding the video deposition of Katy Brain. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 09, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 09, 2018 9:30 AM Jury Trial

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT:

Barger, Darrell	Attorney
Christiansen, Peter S	Attorney
Kemp, William Simon	Attorney
Pepperman, Eric	Attorney
Roberts, D Lee, Jr.	Attorney
Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry, representing Motor Coach Industries also present.

IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding jury instructions. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****March 12, 2018**

A-17-755977-C Katayoun Barin, Plaintiff(s)
 vs.
 Motor Coach Industries Inc, Defendant(s)

March 12, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding exhibits. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Mr. Roberts stated that during the video testimony of Katy Brain, she stated that her children feared they were broke after the death of their father. He requested that he be allowed to question further and bring in the other settlement amounts as her testimony opened the door regarding this issue. Opposition by Mr. Kemp regarding the motion in limine granted by the Court disallowing mentioning settlement amounts. Additionally, he stated that Ms. Brain's testimony has been available and an objection could have been made by the defense much sooner than this. Mr. Roberts stated the jurors have been misled by this particular statement. COURT FINDS, after reviewing applicable law, and being consistent with Court rules, no discussion about settlement will be allowed. IN THE PRESENCE OF THE JURY. Roll of jurors called. Counsel stipulated to the

presence of the jury. Plaintiff RESTED. OUTSIDE THE PRESENCE OF THE JURY. Mr. Henriod argued for a directed verdict. COURT FINDS, the Plaintiff has shown sufficient evidence that a jury could decide this case. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 13, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 13, 2018 12:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT: Barger, Darrell Attorney
 Christiansen, Peter S Attorney
 Pepperman, Eric Attorney
 Roberts, D Lee, Jr. Attorney
 Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. OUTSIDE THE PRESENCE OF THE JURY. Arguments by counsel regarding the motion for jury to view the bus. COURT FINDS, there will be no out of Court experiments, such as line of sight experiments allowed, and ORDERED, jury view will be allowed. Counsel agreed to the wording of the admonition to be given to the jury prior to viewing the bus. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. At 3:00 PM, the Court, counsel, jurors and staff left to view the bus. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 14, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 14, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT: Barger, Darrell Attorney
Christiansen, Peter S Attorney
Pepperman, Eric Attorney
Roberts, D Lee, Jr. Attorney
Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- Michael Terry present for Motor Coach Industries. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding scheduling. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****March 15, 2018**

A-17-755977-C Katayoun Barin, Plaintiff(s)
 vs.
 Motor Coach Industries Inc, Defendant(s)

March 15, 2018 12:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Denise Husted

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Court Clerk Denise Husted present. Michael Terry present for Motor Coach Industries. Roll of jurors called. Counsel stipulated to the presence of the jury. Testimony and exhibits presented per worksheet.

Court Clerk Katherine Streuber present: Michael Terry Esq, Pro Hac Vice present on behalf of Defendant Motor Coach Industries Inc. CONFERENCE AT THE BENCH. Testimony and exhibits presented. (See worksheets) CONFERENCE AT THE BENCH. OUTSIDE THE PRESENCE OF THE JURY. Court noted examination and cross examination cannot be cumulative although there are two Plaintiffs with different counsel. Arguments by counsel regarding constitutional right and ethical rules. Court advised it will look into the matter and make a determination. Mr. Kemp argued defense had a "shadow jury" watching the trial and noted a shadow juror had spoken with an actual juror in this trial. Statement by the Court. Court Marshal advised Juror had actually approached the

shadow juror in the restroom and asked "How their day was going." Argument by Mr. Barger stating they do not know who the shadow jurors are, advised they do hire an independent company who controls the shadow jurors, believed they would have been instructed not to speak with any trial jurors and assured the Court and counsel they would contact the company to have the shadow jury removed. Court believed the discussion between the actual juror and shadow juror did not rise to the level of a mistrial and cautioned there would be sanctions imposed for any rule infractions. Court then advised it would do research and make a ruling in regards to examination and cross examination when there are more than one client with separate counsel. JURY PRESENT. Testimony and exhibits presented. (See worksheets) CONFERENCE AT THE BENCH. Testimony and exhibits presented. (See worksheets) CONFERENCE AT THE BENCH. Testimony and exhibits presented. (See worksheets) CONFERENCE AT THE BENCH. Testimony and exhibits presented. (See worksheets) CONFERENCE AT THE BENCH. COURT ORDERED, matter CONTINUED.

03-16-18 9:30 AM TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 16, 2018

A-17-755977-C	Katayoun Barin, Plaintiff(s) vs. Motor Coach Industries Inc, Defendant(s)
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March 16, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Katrina Hernandez

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry, Esq., out of state Counsel, also present on behalf of Defendant Motor Coach Industries, Inc.

OUTSIDE THE PRESENCE OF THE JURY. Court noted it reviewed its rulings on the motion in limine as it applies to the depositions at issue. Colloquy regarding scheduling settling of jury instructions. Court further noted its comments under the 403 analysis and advised it received trial briefs from Plaintiff and Court noted nothing received from Defense who advised they would file a brief this weekend. Arguments by Ms. Works as to why the issue needs to be decided today. Court stated it would take him outside the presence of the jury. Mr. Kemp and Mr. Terry stipulated to the admittance of Exhibits 263 and 264.

JURY PRESENT. Continued testimony and exhibits presented. (See worksheet.)

OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding Dr. Smith's report regarding criticism of Dr. Stokes. Colloquy regarding witness scheduling and settling jury instructions. Court recessed

A-17-755977-C

for the evening.

CONTINUED TO: 3/19/18 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 19, 2018

A-17-755977-C	Katayoun Barin, Plaintiff(s) vs. Motor Coach Industries Inc, Defendant(s)
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March 19, 2018 9:30 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Linda Skinner

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendele Leascher	Attorney

JOURNAL ENTRIES

- Michael Terry, out-of-State counsel for Defense, also present.

9:50 AM OUTSIDE PRESENCE OF THE JURY: Statements by Mr. Christiansen as to the proposed exhibit #579 and feels it is outside the Order of the Court. Statements by Mr. Roberts. Court advised it will allow the statement in question. Continued arguments by Mr. Christiansen, Mr. Kemp and Mr. Roberts. Court noted the exhibit will be admitted.

10:23 AM JURY PRESENT: Roll call by Clerk. Counsel stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 10:47 AM BREAK.

11:28 AM OUTSIDE PRESENCE OF THE JURY: Statements by Mr. Roberts in response to the objections by Mr. Kemp and Mr. Christiansen as to exhibit #579. Court stated its findings. Continued arguments by Mr. Henriod and Mr. Kemp. 12:04 PM JURY PRESENT: Counsel

stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 1:38 PM LUNCH BREAK.

2:48 PM OUTSIDE PRESENCE OF THE JURY: Statements by Ms. Works and Mr. Barger as to video deposition of Mr. Plantz. Court noted it has been resolved. 3:12 PM JURY PRESENT: Counsel stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 3:49 PM BREAK. OUTSIDE PRESENCE OF JURY: Ms. Works advised that they had agreed that certain statements would not come in during Mr. Plantz video deposition, however, there was a reference to "left turn" that was not in the written transcript and would request it be stricken. Mr. Barger concurred and had no objection. COURT ORDERED, that portion is STRICKEN.

4:04 PM OUTSIDE PRESENCE OF JURY: Statements by Mr. Kemp, Mr. Barger, Mr. Henriod and Mr. Pepperman as to the testimony of Mr. Hoogestraat. Mr. Kemp argued that Mr. Hoogestraat is not an expert and his testimony should be limited. Mr. Barger argued that Mr. Hoogestraat is an engineer. Continued arguments by counsel. Following, COURT ORDERED, Mr. Hoogestraat can only testify as to personal knowledge as he was not designated as an expert. Mr. Henriod advised at some point they will need to do an offer of proof. Court so noted.

4:47 PM JURY PRESENT: Counsel stipulated to the presence of the Jury. Court admonished Jury who were released and directed to return tomorrow at 1:00 PM. EVENING RECESS.

OUTSIDE PRESENCE OF THE JURY: Colloquy as to procedures for next day. Additionally, exhibits #573-576 used during Mr. Granite's testimony were offered by Mr. Roberts. Mr. Kemp had no objection. COURT ORDERED, these exhibits are admitted. Court directed counsel return at 12:30 to discuss any issues prior to the Jury arriving. EVENING RECESS.

... CONTINUED 3/20/18 1:00 PM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 20, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 20, 2018 1:00 PM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Phyllis Irby

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT: Christiansen, Peter S Attorney
Henriod, Joel D. Attorney
Kemp, William Simon Attorney
Pepperman, Eric Attorney
Polenberg, Daniel F. Attorney
Roberts, D Lee, Jr. Attorney
Works, Kendelea Leascher Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY.

Colloquy regarding the 30(b)6 witness an offer of proof.

JURY PRESENT

Testimony and exhibits presented (see worksheet).

Jury recessed for the evening. COURT ORDERED, TRIAL CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY.

Argument of counsel regarding designated witness. Jury instructions proposed verdict forms submitted by both sides to the Court.

3-21-18 9:00 AM JURY TRIAL (DEPT. XIV)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 21, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 21, 2018 9:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Phyllis Irby

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Polsenberg, Daniel F.	Attorney
	Roberts, D Lee, Jr.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- JURY PRESENT

Testimony and exhibits presented (see worksheet).

OUTSIDE THE PRESENCE OF THE JURY.

Argument of counsel regarding limits on damages and exhibits being admitted.

JURY PRESENT

Testimony and exhibits presented (see worksheet). Lunch break.

OUTSIDE THE PRESENCE OF THE JURY

Argument of counsel regarding taxes.

JURY PRESENT

Testimony and exhibits presented (see worksheet). Jury recessed for the evening. COURT ORDERED, TRIAL CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY

Colloquy regarding jury instructions. Colloquy regarding closing arguments. Colloquy regarding special verdict forms, legal cause issue being put on form, Plaintiff's damages will be at the end.

3-22-18 9:00 AM JURY TRIAL (DEPT. XIV)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 22, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 22, 2018 9:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Phyllis Irby

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Polsenberg, Daniel F.	Attorney
	Roberts, D Lee, Jr.	Attorney
	Smith, Abraham G.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY.

Colloquy regarding Mr. Henriod requesting there be two attorneys for closing argument. The Court stated it would consider one attorney arguing compensatory damages and the other liability and punitive damages but, it will not be a cumulative argument. Parties stipulate to closing argument.

Mr. Smith made an oral motion regarding 50(b) motion. Mr. Kemp made his objections to the motion. COURT ORDERED, MOTION DENIED. The Court will issue a minute order at a later date.

JURY PRESENT

The Court gives instruction to the jury. Plaintiff's give closing arguments. Lunch break.

OUTSIDE THE PRESENCE OF THE JURY

Colloquy regarding Defense closing arguments.

JURY PRESENT

Defendants give their closing arguments. Plaintiff's give rebuttal argument.

JURY TO DELIBERATE at 6:15 PM.

OUTSIDE THE PRESENCE OF THE JURY

Colloquy regarding not admitted exhibits being picked up.

JURY PRESENT

The Court recessed the jury for the evening. COURT ORDERED, TRIAL CONTINUED.

3-23-18 9:00 AM JURY TRIAL (DEPT. XIV)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability

COURT MINUTES

March 23, 2018

A-17-755977-C Katayoun Barin, Plaintiff(s)
vs.
Motor Coach Industries Inc, Defendant(s)

March 23, 2018 9:00 AM Jury Trial - FIRM

HEARD BY: Escobar, Adriana **COURTROOM:** RJC Courtroom 14C

COURT CLERK: Phyllis Irby

RECORDER: Sandra Anderson

REPORTER:

PARTIES

PRESENT:	Barger, Darrell	Attorney
	Christiansen, Peter S	Attorney
	Henriod, Joel D.	Attorney
	Kemp, William Simon	Attorney
	Pepperman, Eric	Attorney
	Polsenberg, Daniel F.	Attorney
	Roberts, D Lee, Jr.	Attorney
	Smith, Abraham G.	Attorney
	Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- JURY PRESENT

Deliberations continued by the jury at 9:30 am.

VERDICT REACHED at 2:04 pm.

All parties present. Verdict read by the Clerk.

The Court thanked and excused the jury.

TRIAL ENDED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****May 04, 2018**

A-17-755977-C

Katayoun Barin, Plaintiff(s)

vs.

Motor Coach Industries Inc, Defendant(s)

May 04, 2018**1:00 PM****Objection**

**Defendant Motor
Coach Ind. Objection
to Special Master
Order Staying Post-
Trial Discovery
Including 5/2/18
Depo of the
Custodian of Records
of the Board of
Regents NSHE and
Alternatively, Motion
for Limited Post-Trial
Discovery on OST**

HEARD BY: Escobar, Adriana**COURTROOM:** RJC Courtroom 14C**COURT CLERK:** Denise Husted**RECORDER:** Sandra Anderson**REPORTER:****PARTIES****PRESENT:**

Christiansen, Peter S	Attorney
Henriod, Joel D.	Attorney
Kemp, William Simon	Attorney
Pepperman, Eric	Attorney
Russell, Howard J., ESQ	Attorney
Works, Kendelea Leascher	Attorney

JOURNAL ENTRIES

- Mr. Henriod stated there is a Motion to Seal and under the circumstances of this hearing, he feels that it should be granted. Mr. Kemp concurred. COURT ORDERED, the motion is GRANTED.

PRINT DATE: 05/24/2018

Page 72 of 75

Minutes Date: June 06, 2017

Arguments by Mr. Henriod in support of the Objection to Special Master's Order Staying Post-Trial Discovery and Motion for Limited Post-Trial Discovery. He stated that recent revelations by the news media undermine the integrity of the judgment. He further advised that the required information would not have been identified by forwarding the releases. Mr. Kemp argued that the releases were signed and executed on 7/26/17. The release for the employment file was not forwarded by the defense and is the same discovery they are now seeking. He further argued that the post judgment discovery standard is exceedingly high and has not been met. The Court STATED ITS FINDINGS, and ORDERED, motion is DENIED. FURTHER, the subpoena is QUASHED and no post judgment discovery will be allowed. The Court informed parties that an order/minute order will follow with full findings.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Product Liability**COURT MINUTES****May 23, 2018**

A-17-755977-C Katayoun Barin, Plaintiff(s)
 vs.
 Motor Coach Industries Inc, Defendant(s)

May 23, 2018 7:00 AM Minute Order

HEARD BY: Escobar, Adriana **COURTROOM:** Chambers

COURT CLERK: Denise Husted

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Defendant Motor Coach Industries filed the following motions to seal: (1) Motion to seal Motor Coach Industries, Inc. s objections to special master order staying post-trial discovery including May 2, 2018 deposition of the custodian of records of the board of regents NSHE, and alternatively, motion for limited post-trial discovery; (2) Motion to seal and redact Motor Coach Industries, Inc s motion to alter or amend judgment to offset settlement proceeds paid by other defendants and accompanying exhibits, particular motions and exhibits; and (3) Motion to seal and redact Motor Coach Industries, Inc. s motion for new trial and accompanying exhibits G-L and O. The matter was subsequently discussed at the hearing on Defendant s objection to special master order and motion for limited post-trial discovery. Plaintiffs have not filed an opposition and indicated at the hearing that they were in agreement with Defendant s suggested sealing and redactions.

First, the Court agrees that Defendant s objection to special master order and motion for post-trial discovery contains unconfirmed and scandalous assertions which bear directly on the character of the deceased. The Court finds that the Plaintiffs compelling privacy interests outweigh the presumption that court documents be open to the public. However, under SRCR 3(4)(b), this Court has a duty to protect the Plaintiffs interest by reasonable redaction, rather than outright sealing, when possible, and the Court finds that reasonable redaction is possible here to protect Plaintiffs privacy. The Court therefore GRANTS the first motion, in that Defendants must file a redacted version of the motion,

redacting pages 5 8, all of page 9 except lines 7 20, all of page 10 except lines 3 13, all of page 11 except lines 4 20, all of page 12 except lines 22 26, all of page 13 except lines 1 2, page 14, and lines 1 5 of page 15, and omitting all attached exhibits. Additionally, the hearing on this motion is to be sealed for the same reasons. The unredacted version of the motion with all exhibits and the hearing must remain under seal until June 1, 2028.

Second, the Court agrees that the motion to alter or amend judgment contains settlement terms that are confidential by agreement of the parties, that the settling defendants have a compelling interest in maintaining the confidentiality of these terms which outweighs the presumption that court documents be open to the public, and that the redacted version of the motion filed on May 7, 2018 is reasonably redacted to balance both the interests of the Defendants and the public. The Court therefore GRANTS the second motion to seal, and orders that the sealed version of the motion to alter or amend judgment, filed on May 8, 2018, remain under seal until June 1, 2028.

Third, the Court agrees that Defendant s motion for a limited new trial contains the same unconfirmed and scandalous assertions which bear directly on the character of the deceased as are present in the Defendant s objection to the special master order and motion for post-trial discovery. The Court finds that the Plaintiffs compelling privacy interests outweigh the presumption that court documents be open to the public, and that reasonable redaction is possible to protect Plaintiffs privacy. The Court further finds the redacted version of the motion filed by Defendant on May 7, 2018 and the accompanying appendix omitting exhibits G L and O are reasonably redacted to balance both the interests of the Plaintiffs and the public. The Court therefore GRANTS the third motion to seal, and orders that the sealed version of the motion for a limited new trial and accompanying appendix, both filed on May 8, 2018, remain under seal until June 1, 2028.

Defendant is directed to prepare a proposed order and to circulate it to opposing counsel for approval as to form and content before submitting it to chambers for signature.

CLERK'S NOTE: Counsel notified via e-mail.

Joel Henriod (JHenriod@LRRC.com)

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Trial Date: February 12, 2018 9:30 a.m.		Clerk: Denise Husted	
Dept. No. XIV Judge: Adriana Escobar		Recorder: Sandra Anderson	
Plaintiffs: KEON KHIABANI and ARIA KHIABANI, minors, by and through their Guardian, MARIE-CLAUDE RIGAUD; SIAMAK BARIN, as Executor of the Estate of Kayvan Khiabani, M.D. (Decedent), the Estate of Kayvan Khiabani, M.D. (Decedent); SIAMAK BARIN, as Executor of the Estate of Katayoun Barin, DDS (Decedent); and the Estate of Katayoun Barin, DDS (Decedent);		Counsel for Plaintiff: WILL KEMP, ESQ. ERIC M. PEPPERMAN, ESQ. PETER J. CHRISTIANSEN, ESQ. KENDELEE L. WORKS, ESQ.	
vs. Defendants: MOTOR COACH INDUSTRIES, INC., a Delaware corporation; MICHELANGELO LEASING INC. d/b/a RYAN'S EXPRESS, an Arizona corporation; EDWARD HUBBARD, a Nevada resident; BELL SPORTS, INC. d/b/a GIRO SPORT DESIGN, a Delaware corporation; SEVENPLUS BICYCLES, INC. d/b/a PRO CYCLERY, a Nevada corporation, DOES 1 through 20; and ROE CORPORATIONS 1 through 20.		Counsel for Motor Coach Industries:	

ALL EXHIBITS NOT ADMITTED RETURNED

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
1	4/18/17 - Certificate of Death of Kayvan Taghipour Khiabani. P00001	2/26/18	No	2/26/18
2	4/18/17 - Medical Records from University Medical Center of Kayvan Khiabani (identified as Lubbock Doe). P00002-P00050			RETURNED
3	4/18/17 - Videotape from Red Rock Casino. P00051	2/23/18	No	2/23/18
4	4/18/17 - Videotape of post-accident. P00052	2/23/18	No	2/23/18

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
5	Videotape involving Truck sideswiping Bicyclist. P00053	2/28/18	No	2/28/18
6	Stills of Truck sideswiping Bicyclist. P00053A (1-85)			
7	Videotape – behind the Scenes – Bell Helmet Test Lab. P00054			
8	Videotape – GIRO and MIPS. P00055			
9	6/7/07 - Giro Owner's Manual. P00056-P00091			
10	2/26/14 - Giro Owner's Manual. P00092-P00127			
11	12/25/15 - Giro Owner's Manual. P00128-P00148			
12	10/4/16 - Receipt from Pro Cyclery in the amount of \$3,460.79 for the purchase of a Scott Solace 10 Disc Bicycle and bag. P00149			
13	Scott Bike User Manual 2016. P00150-P00175			
14	6/10/17 - Kayvan Memorial Ride Flyer. P00176			
15	5/00/17 - Letter from Mayor. P00177			
16	6/17/17 - June 2017 Ghost Bike Memorial Ceremony. P00178			
17	6/19/17 - Letter from Governor. P00179			
18	12/15/16 - Article entitled "Bus & Motor Coach News." P00180-P00181			
19	2015 - New Flyer Industries, Inc. 2015 Annual Report. P00182-P00247			
20	2016 - New Flyer Industries, Inc. 2016 Report. P00248-P00286			

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 3/7/18 No 3/7/18
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PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
21	2008 Tour Bus manufactured by Motor Coach Industries, Inc., VIN 2M93JMH428W064555. Artifact	2/26/18	No	2/26/18
22	Bicycle. Artifact	2/26/18	No	2/26/18
23	Helmet. Artifact <i>Helmet bag</i>	2/26/18	No	2/26/18
24	Bus engine module control data from subject bus. Artifact <i>1 Disc</i>	2/26/18	No	2/26/18
25	Bus brake data from subject bus. Artifact <i>Marked 24-25</i>	2/26/18	No	2/26/18
26	06/28/17 - Videotape of bus download			
27	Photographs of subject Bicycle and Miscellaneous taken by Kemp, Jones and Coulthard. P00287-P00352	2/26/18	No	2/26/18
28	Photographs of subject Helmet taken by Kemp, Jones and Coulthard. P00353-P00382	2/26/18	No	2/26/18
29	6/1/16 - Safety Corner Article "Still Blaming Bus-Pedestrian contact on A-Pillar/Mirror Design? P00383-P00390			
30	Brochure -Motor Coach Industries - MCI J4500. P00391-P00397	2/26/18	No	2/26/18
31	7/00/15 - July 2015 MCI Operators Manual 03-26-1035B. P00398-P00520			
32	Video entitled "Mass Transmit-Stuntman." P00521	2/28/18	Yes	2/28/18
33	Video entitled "Terrifying moment baby's buggy blown onto Tube tracks." P00522			

MA 23 A Helmet 2/26/18 No 2/26/18

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
34	Video entitled "CNN Headline News." P00523			
35	Video entitled "Fox News - New York." P00524			
36	Video entitled "NY DOT." P00525			
37	Video entitled "S-1 Gard Barrier." P00526			
38	Video entitled "Plastic Surgery." P00527			
39	Video entitled "Washington, D.C. - People Catchers." P00528			
40	Video entitled "Sweden ABC." P00529			
41	Video entitled "Cycle Eye Alerts Bus Driver." P00530			
42	Video entitled "Volvo Cyclist Detection with Full Auto Brake." P00531			
43	Brochure Volvo 9700. P00532-P00543			
44	12/2/08 - New Flyer letter from Brad Ellis to Ken Lutkus re Integrity of Chassis and Suspension with S-1 Gard Installed. P00544	3-7-18	no	3-7-18
45	1/8/08 - Letter from Tom Barrio to Ken Lutkus re S-1 Gard's Montebello Bus Lines. P00545-P00546			
46	06/20/07 - Memo from Frederick Goodline, Safety and Risk Management re S1-Gard. P00547			
47	11/21/06 - Memo from Daniel Holter, GM of Rochester City Lines re S-1 Guard. P00548			
48	6/21/11 - Nevada Bicycle Coalition - Promoting Safe Bicycling in Nevada			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	– "Three Foot Passing rule becomes law in Nevada." P00549-P00554			
49	5/18/17 - Nevada Bicycle and Pedestrian Advisory Board – Announcing meeting date of May 18, 2017. P00555-P00556			
50	Nevada Department of Motor Vehicle – SWAP – Safe Walking and Pedaling - Bicycles Share the Road, Rules for Motorists, Rules for Cyclists, etc. P00557			
51	03/16/11 - Senate Bill No. 248-Senators Parks, Lee; Breeden, Copenning, Denis, Horsford, Kihuen, Leslie, Manendo, Schneider and Wiener. P00558-P00560			
52	11/5/15 - Article "Many buses have built-in blind spots that make driving them dangerous." P00561-P00571			
53	AB328 Information. P00572-P00573			
54	3/21/11 - Assembly Bill No. 328. P00574-P00585			
55	4/5/11 - Assembly Committee on Transportation Minutes. P00586-P00610			
56	4/12/11 - Assembly Committee on Transportation Minutes. P00611-P00619			
57	Pages from Journal of Assembly AB328. P00620-P00638			
58	5/5/11 - Senate Committee on Transportation Minutes. P00639-P00678			
59	5/19/11 - Senate Committee on Transportation Minutes. P00679-P00681			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
60	Video - Simple Bus in Wind Tunnel Simulation (previously produced). P00682			
61	Video - Duluth Barge Heading out (previously produced). P00683			
62	Exemplar - S-1 Gard. Artifact <i>Box 45</i>	3/12/18	No	3/12/18
63	Photo of Volvo - Right side door (previously produced). P00684			
64	6/9/17 - Photos from front right bench of subject bus (previously produced). P00685 (1-4)	2/26/18	No	2/26/18
65	6/9/17 - Photos of front left bench of subject bus (previously produced). P00686	2/26/18	No	2/26/18
66	6/9/17 - Miscellaneous photos of subject bus (previously produced). P00687 (1-5)	2/26/18	No	2/26/18
67	2010-2016 - U.S. Individual Income Tax Returns for Kayvan Taghipour-Khiabani and Katayoun Barin from 2010 through 2016. P00688-P01184			
68	4/19/17 - Clark County Coroner/Medical Examiner's records. P01185-P01197			
69	4/18/17 - American Medical Response Billing and Medical Records. P01198-P01215			
70	8/9/17 - Inspection photographs taken August 9, 2017 by Robert Caldwell. P01216 (1-180)	2/26/18	No	2/26/18
71	8/9/17 - Inspection photographs and videos taken August 9, 2017 by Joshua Cohen. P01217 (1-127)			

AS 62 A - GARD - Piece 1 3/12/18 No 3/12/18
AS 62 B - GARD - Piece 2 " " " 6
AS 62 C - Bag of Bolts " " " "

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
72	Three-D Bus diagrams of subject bus by Joshua Cohen. P01218 (1-2)	2/26/18	No	2/26/18
73	Clark County Coroner/Medical Examiner's Autopsy Photographs (1-76), Scene Photographs (1-99) and X-rays (1-18). P01219			
74	Clark County Coroner's Records (toxicology). P01220-P01259			
75	Clark County Fire Department Medical records. P01260-P01263	3/14/18	No	3/14/18
76	University Medical Center Medical and Billing Records. P01264-P01301			
77	5/3/17 - Final Check stub for Kayvan Khiabani from University Medical Center for pay period ending April 30, 2017. P01302			
78	Thermo Fisher Scientific Inc. document production. KHIABANI_TMO_Sub000001-Sub000016			
79	7/19/17 - FoundationOne Report for Katayoun Barin. K-BARIN00001-K-BARIN00038			
80	10/31/95 - United States Patent No. 5,462,324 Safety Guard. P01303-P01315			
81	S-1 Gard Dangerzone Deflector Brochure. P01316-P01321			
82	06/00/01 - Journal of the National Academy of Forensic Engineers - Article entitled "The Causal Factor of Bus Wheel Injuries and a Remedial Method for Prevention of These Accidents - by James M. Green. P01322-P01326			
83	2011-2016 - W-2 Wage and Tax Statements for 2011-2016 for Kayvan Khiabani and Katy Barin. P01327-P01342			

Redacted S-1 Brochure 3/8/18 No 3/8/18 7

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
84	2000 - 2000 Mercedes Operator's Manual. P01343-P01763			
85	2004 - 2004 Mercedes Operator's Manual. P01764-P02197			
86	4/23/17 - Receipt for Celebration of Life for Kayvan Khiabani. P02198-P02199	3/12/18	No	3/12/18
87	4/30/17 - Air Canada Flight Receipt in the amount of \$2,094.57. P02200-P02204	3/12/18	No	3/12/18
88	4/28/17 - Air Canada Flight Receipt in the amount of \$855.92. P02205-P02208	3/12/18	No	3/12/18
89	4/25/17 - Receipt from Montreal Gazette - Notice of Posting Obituary in the amount of \$862.08. P02209	3/12/18	No	3/12/18
90	4/25/17 - Air Canada Flight Receipt in the amount of \$2,736.00. P02219 (a-e)	3/12/18	No	3/12/18
91	50-1 Detail Map of accident site, intersection and vicinity. P02219 (a-e)	2/26/18	No	2/26/18
92	Comprehensive Cancer Center medical records for Katy Barin. K-BARIN00039-K-BARIN00157			
93	Driver's License of Katayoun Barin. K-BARIN00158-K-BARIN00159			
94	Driver's License of Kayvan Khiabani. P02220			
95	4/26/17 - The Mount Royal Cemetery Receipt in the amount of \$7,939.02. P02221	3/12/18	No	3/12/18
96	07/20/17 - Mount Royal Commemorative Services Receipt in the	3/12/18	No	3/12/18

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	amount of \$5,173.88. P02222-P02224			
97	07/20/17 - Mount Royal Commemorate Services Receipt - Monument Inscription in the amount of \$2,926.11. P02225-P02227	3/12/18	No	3/12/18
98	12/15/98 - Marriage Certificate of Kayvan Taghipour-Khiabani and Katayoun Barin. P02228	2/26/18	No	2/26/18
99	02/02/01 - Birth Certificate of Aria Khiabani. P02229	2/26/18	No	2/26/18
100	05/08/03 - Birth Certificate of Keon Khiabani. P02230	2/26/18	No	2/26/18
101	4/22/17 - Palm Mortuary Contract-Statement of Funeral Good and Services Selected/Purchase Agreement. P02231-P02234	3/12/18	No	3/12/18
102	4/24/17 - Single Cash Receipt from Palm Southwest Mortuary in the amount of \$11,645.57. P02235	3/12/18	No	3/12/18
103	5/9/17 - Single Cash Receipt from Palm Southwest Mortuary in the amount of \$372.90. P02236	3/12/18	No	3/12/18
104	5/25/17 - Single Cash Receipt from Palm Southwest Mortuary in the amount of \$297.69. P02237	3/12/18	No	3/12/18
105	8/30/17 - State of New York DMV - License System for Edward Hubbard. P02238-P02243			
106	04/18/17 - Clark County Incident Detail Report-Incident No. 041817-7115073. P02244-P02246			
107	04/18/17 - Clark County 911 Audio tape. P02247			
108	04/18/17 - State of Nevada Department of Motor Vehicle - Records			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	Division – Edward Hubbard. P02248-P02249			
109	04/18/17 - Billing records from University Medical Center for Kayvan Khiabani. P02250-P02251	3/12/18	No	3/12/18
110	7/25/12 - Article "World Premiere of the New Setra Comfort Class 500. P02252-P02270			
111	SAE Technical Paper Series – A Field Evaluation of the S-1 Pedestrian Gard: Transit and Shuttle Bus Applications. P02271-P02275			
112	9/20/17 - Photo Stills from Red Rock Surveillance Video (28.jpg, 29.jpg, 30.jpg, 31.jpg, 32.jpg, 33.jpg, 34.jpg and 35.jpg). P02276			
113	9/17/17 - Las Vegas Metropolitan Police Department Photographs (159)	2/26/18	No	2/26/18
114	8/9/17 - Inspection photographs (210) taken August 9, 2017 by Tom Flanagan. P02277	2/26/18	No	2/26/18
115	AT&T Cell Phone and Land Line records for Edward Hubbard (previously produced). ATT00001-ATT01218			
116	6/17/17 - Ghost Bike Photographs (258). P02278			
117	Kayvan Khiabani Funeral video. P02279			
118	Photo of Headstone of Kayvan Khiabani and Katy Barin. P02280	2/26/18	No	2/26/18
119	Family Photos of the Khiabani Family. P02281			
120	Memo from North American Bus Industries, Inc. – "NABI has not been informed thru our warranty group of any structural damage due to impact of S1 guard." Also the S1 attaches to the NABI structure without			

117 A > b1sc
 117 B - PROVIDED TO CLEK 3/23/18
 10
 2/7/18
 2/6/18 NO
 2/7/18
 2/7/18

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	any effect on the bus frame structure." Signed by Ronnie O'Byrne. P02282			
121	11/21/06 - Letter from Holter of Rochester City Lines regarding S-1 Gard performance in snow and ice. P02283			
122	Article "Prevention of Accidents Caused by Rotating Transit Bus Wheels by James M. Green, P.E., DEE. P02284-P02292			
123	2008 - TCRP Report 125 - Transit Cooperative Research Program-Guidebook for Mitigating Fixed-Route Bus-and-Pedestrian Collisions. P02293-P02368			
124	S-1 Guard - Important Installation Instructions for Dangerzone Deflector and Maintenance of the S-1 Gard Dangerzone Deflector. P02369-P02373	3/12/18	No	3/12/18
125	Brochure "Setra presents new US coach in Florida." P02374-P02376			
126	8/00/93 - MCI Engineering Test Report - Wind Tunnel (produced by Defendant MCI). MCI 039853-MCI 039950	2/23/18	Stip.	Admitted 2/23/18
127	4/00/13 - Bendix Blindspotter Installation Guide (produced by Defendant MCI). MCI 002964-MCI 002992			
128	9/20/07 - Certificate of Origin for a Vehicle - MCI J4500 2008 and Agreement to Purchase between MCI and Ryan's Holdings, Inc. (produced by Defendant MCI). MCI 000001-MCI 000042			
129	File Folder of Claude Sonny Hildreth (produced by Defendant MCI). Hildreth-000001-Hildreth-000201			
130	Witness statement of Michael Plantz (produced by Defendant MCI).			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	PLANTZ-00001-PLANTZ-00004			
131	Witness Statement of Robert Pears (produced by Defendant MCI). PEARs-000001-PEARs-000003			
132	8/25/16 - Email from Brad Lamothe to Larry Garstick re Blind Spot Detection System (produced by Defendant MCI). MCI 003022-MCI 003025			
133	6/8/17 - Email from Justin Miller re Blindspotter Installation Guide (produced by Defendant MCI). MCI 002963			
134	A D R Systems Documents (produced by Defendant MCI). MCI 39554-MCI 39578			
135	2006 - MCI J4500/E4500 Operator's Manual (produced by Defendant MCI). MCI 000043-MCI 000202	2/26/18	No	2/26/18
136	8/20/98 - MCI - Daily Test Notes (produced by Defendant MCI). MCI 002960			
137	9/8/98 - MCI - Daily Test Notes (produced by Defendant MCI). MCI 002961-MCI 002962			
138	1985 - Article The Effect of Front Edge Rounding and Rear Edge Shaping on the Aerodynamic Drag of Bluff Vehicles in Ground Proximity. Kevin R. Cooper. P02377-P02412	3/5/18	yes	3/5/18
139	1981 - Aerodynamic Effects to a Bicycle Caused by a Passing Vehicle - Y. Kato. P02413-P02419	3/9/18	No	3/9/18
140	5/10/17 - Letter from Katy Barin to UMC re death of husband, Kayvan Khiabani, M.D. P02420-P02422			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
141	5/3/17 - Letter from Dr. John Fildes, M.D./University Medical Center to Katy Barin. P02423			
142	Demonstrative Slide of MCI Bus and Tesla Semi-Truck (Joshua Cohen and Robert Breidenthal). P02424-P02427			
143	Article "Anheuser-Busch Orders 40 of Tesla's All Electric Trucks. P02428			
144	Photo of Tesla Rating. P02429			
145	8/00/17 - Consumer Reports -Blind-Spot Warning. P02430-P02432			
146	Cars: Collision Avoidance Safety Features Chart (from Tom Flanagan Expert file). P02433-P02436			
147	Traffic Collision Report involving Jose Parada. P02437-P02441			
148	US Department of Transportation - Quick Facts 2016. P02442-P02447			
149	US Department of Transportation "Traffic Safety Facts 2015 Data - Bicyclists and Other Cyclists." P02448-P02456			
150	2017 - Autocar - First for Car News and Reviews - 2017 Volvo buses to gain pedestrian and cyclist detection tech. P02457-P02459			
151	Fatality Analysis Report System (FARS) Encyclopedia. P02460-P02461			
152	2015 - Pedestrian & Bicycle Information Center "Pedestrian and Bicyclist Crash Statistics." P02462-P02467			
153	List of Cyclist deaths in U.S. by year. P02468-P02469			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
154	2005 - Pedestrian Detection in Transit Bus Application: Sensing Technologies and Safety Solutions – Fanping Bu - Conference Paper, July 2005. P02470-P02475			
155	6/4/07 - Press Release – Model Overview: 2008 Volvo S80. P02476-P02477			
156	6/4/07 - Video – Model Overview: 2008 Volvo S80. P02476A			
157	2001 - Eaton Vorad Collision Warning System EVT-300 with Smartcruise: The System. P02478			
158	2007 - Bus & Motorcoach News, September 15, 2007 –Eliminate Dangerous Blind Spots with Voyager, the #1 Name in Bus Vision Safety. P02479			
159	Billing and Medical Records of Katy Barin from Jennifer Baynosa, M.D. K-BARIN00160-K-BARIN00212			
160	Photographs of CAT Irisbus Civis (2). P02480-P02481			
161	MERITOR WABCO Onside Blind Spot Detection (produced by Defendant MCI). MCI 035108-MCI 035124			
162	12/1/15 - Security and Safety Article "New Collision avoidance technology for buses increases pedestrian, cyclist safety." P02482-P02486			
163	4/17/07 - United State Patent No: 7,206,678 B2. Motor Vehicle with a Pre-safe-System. Assignee: Daimler Chrysler AG. P02487-P02496			
164	3/27/14 - National Highway Traffic Safety Administration – New Manufacturers Handbook – Requirements for Manufacturers of Motor			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	Vehicles and Motor Vehicle Equipment. P02497-P02500			
165	10/18/16 - National Highway Traffic Safety Administration - New Manufacturers Handbook - Requirements for Manufacturers of Motor Vehicles and Motor Vehicle Equipment. P02501-P02520			
166	2001 - Eaton VORAD Collision Warning System - EVT-300 Technical Highlights. P02521-P02522			
167	8/9/17 - New Flyer 2017 Second Quarter Report. P02523-P02564			
168	10/1/17 - New Flyer 2017 Third Quarter Report. P02565-P02582			
169	8/22/17 - Co-Letters Testamentary in re <i>The Matter of the Estate of Kayvan Toghipour Khiabani</i> , Case No. P-17-091906-E. P02583-P02585	2/26/18	No	2/26/18
170	10/6/17 - Order Granting Ex Parte Petition for Appointment of Special Administrator, for Issuance of Letters of Special Administration, and Authority to Retain Counsel and Pursue Wrongful Death Action in re <i>The Matter of the Estate of Katayoun Katy Barin</i> , Case No. P-17-093373-E. P02586-P02588			
171	10/26/17 - Application for Custody of Minor Children, Parental Authority and Safeguard Order in re Katayoun (Katy) Barin and Babak Barin and Marie-Claude Rigaud, Case No. 2:17-cv-02674-RFB-CWH. P02589-P02595			
172	10/10/17 - Judgment for Custody of Minor Children, Parental Authority and Safeguard Order in re Katayoun (Katy) Barin and Babak Barin and Marie-Claude Rigaud, Case No. 2:17-cv-02674-RFB-CWH. P02596-P02597			
173	10/24/17 - Judgment for Custody of Minor Children, Parental Authority			

PLAINTIFFS' EXHIBIT LIST

Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	and Safeguard Order in re Katayoun (Katy) Barin and Babak Barin and Marie-Claude Rigaud, Case No. 2:17-cv-02674-RFB-CWH. P02598-P02599			
174	11/1/17 - Letter from Steven Kalas, M.Th. of Character Way Counseling, Coaching & Consulting. P02600-P02600			
175	9/20/17 - Letter from Steven Day, PhD to D. Lee Roberts, Esq. re Survival in Stage IV Colon Cancer (Katayoun Barin)			
176	Video of Alexander LaRiviere riding a Penny Farthing bike. P02601			
177	Article "A bus to Meet all Needs -The New Setra S531 DT of the TopClass 500 - Daimler ad. P02602-P02605			
178	Brochure - Setra - The Upgraded Top Class S 417TC. P02606-P02625			
179	1/15/18 - 2018 MCI J4500- Bus & Motorcoach News. P02626			
180	1/2008 - Article "Pain Assessment and Management in Disorders of Consciousness". Current Opinions in Neurology. Schnaekers and Zasler. P02627-P02634			
181	9/2012 - Article "What about Pain in Disorders of Consciousness? The AAPs Journal, Vol. 14, No. 3. P02635-P02641			
182	1/17/18 - Trucks.Com - New Flyer Partners with L.A. Transit to Test Crash Avoidance Technology. P02642-P02647			
183	2012 - New Flyer Industries, Inc. 2012 Annual Report. P02648-P2711			
184	2013 - New Flyer Industries, Inc. 2013 Annual Report. P02712-P02784			

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
185	2014 - New Flyer Industries, Inc. 2014 Annual Report. P02785-P02853			
186	2017 - Katy Barin's Funeral Expenses in Las Vegas, Nevada in the amount of \$29,521.84. P02854-P02862			
187	2017 - Katy Barin's Funeral Expenses in Montreal, Canada in the amount of \$32,562.82. P02863-P02880			
188	2017 - Additional Travel and Funeral Costs for Kayvan Khiabani. P02881-P02887	3/12/18	No	3/12/18
189	Fadi Braiteh, M.D. medical records for Katy Barin (produced by defendants). CCCN-00009-CCCN-00015, CCCN-00023-CCCN-00035, U - 00033-U - 00039			
190	6/20/17 - Stoberski Helmet Photos (produced by Defendant Bell). BELL000259-BELL000299			
191	7/18/17 - JCU Photos - Accident, location, helmet, bicycle and gear. (produced by Defendant Bell). BELL000300-BELL000352			
192	9/13/17 - Photographs taken by David Thom of Collision Dynamics on September 13, 2017 at the Helmet Inspection by Bell Sports. DRT_05527 - DRT_05633			
193	11/3/17 - Hand Drawing of Robert Breidenthal (Ex. 3)	3/9/18	No	3/9/18
194	10/9/17 - Handwritten calculations of James Green (Ex. No. 7)			
195	Defendant's Expert Granat Vehicle Dimensions for MCI J4500 Coach ((4 pages produced with expert job file)	2/26/18	No	2/26/18

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
196	Claude "Sonny" Hildreth Privilege log.			
197	7/2005 - Eaton VORAD Installation Guide VOIG-0035. P02888-P02917	3/2/18	Obj	
198	10/15/07 - Bus & Motorcoach News - "Findings the Answers...BCI Falcon 45." P02918-P02937	3/2/18	Obj	3/2/18
199	9/2009 - Motor Coach Industries Organizational Chart (produced by Defendant MCI). MCI 003556-MCI 003558			
200	1/2006 - Motor Coach Industries Organizational Chart (produced by Defendant MCI). MCI 003535-MCI 003555			
201	Bicycle Accident Reconstruction for the Forensic Engineer by James Green, P.E. - Chapter 31 - The Causal Factor of Bus Wheel Injuries and a Remedial method for Prevention of These Accidents (Ex. 7)	3/5/18	Obj	3/5/18
202	2015 - Motor Coach Industries 2015 Annual Report			
203	Motor Coach Industries 2016 Annual Report			
204	Video of Katy Barin's Funeral			
205	Reports, any and all Supplemental Reports, and any reliance documents of Alexander LaRiviere. SEE EXPERT LARIVIERE RELIANCE MATERIALS CD			
205	Certificate of Calibrations (4) (produced with Alex LaRiviere job file). SEE EXPERT LARIVIERE RELIANCE MATERIALS CD			
205	Photographs taken by Alexander LaRiviere testing on exemplar Scott Racing bicycle (Expert Report of Alexander LaRiviere dated December 8,			

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
	2017). SEE EXPERT EXPERT LARIVIERE RELIANCE MATERIALS CD			
205	1/9/18 - Video and photographs taken of testing performed by Alexander LaRiviere regarding Handlebar Leverage Testing of subject bike. SEE EXPERT EXPERT LARIVIERE RELIANCE MATERIALS CD			
205	Photographs taken by Alex LaRiviere (197) (produced with Alex LaRiviere job file)			
206	Reports, any and all Supplemental Reports, and any reliance documents of Robert Caldwell (previously produced by Plaintiffs). SEE EXPERT CALDWELL RELIANCE MATERIALS CD			
206	10/16/17 - Slides prepared for Robert Caldwell (9) by Fat Pencil Studio (produced with expert job file). SEE EXPERT CALDWELL RELIANCE MATERIALS CD			
206	Robert Caldwell attachments to Report: Attachment 2 Aerial photo of the location of the event. Attachment 3. Contact mark located on the right side of the MCI bus. Attachment 4. 2017 Scott Solace 10 Disc post-accident photograph. Attachment 5. Southbound S Pavilion Center Drive. Attachment 6. Ponderosa scene scan. Attachment 7. Scene Investigation photo. Attachment 8. Ponderosa evidence diagram. Attachment 9. Red Rock Casino Resort & Spa security video screen shot. Attachment 10 – Graphic by Fat Pencil Studio (produced with expert job file). SEE EXPERT CALDWELL RELIANCE MATERIALS CD			
206	Robert Caldwell files: Aerial Photos, Drawings (with measurements), Cell Phone Video clips, Field Notes, Photo Modeler, Scan data, measurements of Scott Solace Bike, Security Video stills. (produced with expert job file). SEE EXPERT CALDWELL RELIANCE MATERIALS CD			

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
206	Demonstrative Power Point Presentation prepared by Robert J. Caldwell, P.E. SEE EXPERT CALDWELL RELIANCE MATERIALS CD			
207	Reports, any and all Supplemental Reports, and any reliance documents of Joshua Cohen (previously produced by Plaintiffs). SEE EXPERT COHEN RELIANCE MATERIALS CD			
207 & 210	Demonstrative proximity sensor slides prepared by Joshua Cohen for Tom Flanagan (16 jpg and 10 pdf). SEE EXPERT COHEN RELIANCE MATERIALS CD			
207	Demonstrative slides from Joshua Cohen Report of October 6, 2017 - Exhibit 1a, 1b, Exhibit 6, Exhibit 7a, Exhibit 7b, Exhibit 7c, Exhibit 7d, Exhibit 8a, Exhibit 8b, Exhibit 9a, Exhibit 9b, Exhibit 10a, Exhibit 10b, Exhibit 11, Exhibit 12A, Exhibit 12b, Exhibit 13a, b, c, d, e, Exhibit 14a, b, c, d, e, f, Exhibit 15a and b, Exhibit 16 a, b, c, Exhibit 17, Exhibit 18a, b, c, Exhibit 19, Exhibit 20. Additional slides, Lane change photos, stills from Red Rock Hotel Surveillance video, detailed map. SEE EXPERT COHEN RELIANCE MATERIALS CD			
207	Side by Side video of Red Rock Surveillance video and Sacarias accident video (produced with expert job file of Joshua Cohen. SEE EXPERT COHEN RELIANCE MATERIALS CD			
208	Reports, any and all Supplemental Reports, and any reliance documents of Brian Sherlock, Safety Specialist. SEE EXPERT SHERLOCK RELIANCE MATERIALS CD			
208	Demonstrative slides of Brian Sherlock Report of October 6, 2017 - Figure 1-10 (produced with expert Brian Sherlock job file). SEE EXPERT SHERLOCK RELIANCE MATERIALS CD			

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
208	Transit Bus Interior Air Quality – Respiratory Health Impacts on Passengers and Operators Power Point (produced with expert Brian Sherlock job file). SEE EXPERT SHERLOCK RELIANCE MATERIALS CD			
208	Transit Bus Structure and Operator Vision Power Point (produced with expert Brian Sherlock job file). SEE EXPERT SHERLOCK RELIANCE MATERIALS CD			
208	Rhode Island Accident file (produced with expert Brian Sherlock job file). SEE EXPERT SHERLOCK RELIANCE MATERIALS CD			
209	Reports, any and all Supplemental Reports, and any reliance documents of Jay Rosenthal, CCM. SEE EXPERT ROSENTHAL RELIANCE MATERIALS CD			
209	10/2017 – Local Climatological Data Hourly Observations Phoenix Deer Valley Municipal Airport, AZ US 03184 (produced with expert Jay Rosenthal report). SEE EXPERT ROSENTHAL RELIANCE MATERIALS CD			
210	Reports, any and all Supplemental Reports, and any reliance documents of Tom Flanagan, BSME. SEE EXPERT FLANAGAN RELIANCE MATERIALS CD			
210	Proximity Sensor Charts and Backup (produced with expert Tom Flanagan job file). SEE EXPERT FLANAGAN RELIANCE MATERIALS CD			
210	Proximity Sensor Information (1992-2017) (produced with expert Tom Flanagan job file). SEE EXPERT FLANAGAN RELIANCE MATERIALS CD			
211	Reports, any and all Supplemental Reports, and any reliance documents of Larry Stokes, Ph.D (previously produced by Plaintiffs). SEE EXPERT STOKES RELIANCE MATERIALS			

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
218	Photo - Accident Scene	2/23/18	No	2/23/18
219	Photo - Accident Scene	2/23/18	No	2/23/18
220	Photo - RR 1	2/26/18	No	2/26/18
221	Photo - RR 2	"	"	"
222	Photo - RR 3	"	"	"
223	Photo - RR 4	"	"	"
224	Photo - RR 5	"	"	"
225	Photo	"	"	"
226	Photo - Manual Speed Aval.	"	"	"
216 A	Photo - From 216 Slide	"	"	"
216 B	Photo -	2/27/18	No	2/27/18
227	Photo - Bus	2/28/18	No	2/28/18
228	Photo - Bus	2/28/18	No	2/28/18
229	Photo - Bus	2/28/18	No	2/28/18
230	Photo	3/1/18	"	3/1/18
231	Photo	"	"	"
232	Photo	"	"	"

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Case No. A-17-755977

Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
233	Photo	3/1/18	No	3/1/18
234	Photo	"	"	"
235	Photo	"	"	"
236	Photo	"	"	"
237	Photo	"	"	"
208 A	Not Provided			
208 B	"			
208 C	"			
238	Photo - Bus No exhibit 238	3/5/18	No	3/5/18
239	Photo - Bus	3/5/18	No	3/5/18
240	Photo	3/5/18	No	3/5/18
241	Photo	3/5/18	No	3/5/18
242	Photo	3/5/18	No	3/5/18
243	Photo	3/5/18	No	3/5/18
244	Photo	3/5/18	No	3/5/18
245	Photo	3/5/18	Yes	3/5/18
246	Photo	3/6/18	No	3/6/18

PLAINTIFFS' EXHIBIT LIST

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
212	Reports, any and all Supplemental Reports, and any reliance documents of Jack Hubbard, PhD, M.D. (previously produced by Plaintiffs). CD			
213	Reports, any and all Supplemental Reports, and any reliance documents of Robert Edward Breidenthal, Jr. (previously produced by Plaintiffs). CD			
214	Reports, any and all Supplemental Reports, and any reliance documents of Robert J. Cuntz, Ph.D (previously produced by Plaintiffs). CD			
215	Reports, any and all Supplemental Reports, and any reliance documents of James Green, P.E. (previously produced by Plaintiffs). CD			
216	Reports, any and all Supplemental Reports, and any reliance documents of Richard Stalnaker, Ph.D (previously produced by Plaintiffs). CD			
217	MCI Engineering Drawings & Documents. MCI-003794-MCI004381			

218 Photo - Accident Scene 2/23/18 No 2/23/18
 219 Photo - Accident Scene 2/23/18 No 2/23/18
 220 Photo RR1 2/26/18 2/26/18
 221 Photo RR2 TRANSFERRED to page 23 2/26/18 2/26/18
 222 Photo RR3 2/26/18 2/26/18
 223 Photo RR4 2/26/18 2/26/18
 224 Photo RR5 2/26/18 2/26/18
 225 Photo 2/26/18 2/26/18
 226 Photo MCI Speed Analysis 2/26/18 2/26/18
 216 A - Photo (from slide) 2/26/18 2/26/18

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
247	Photo	3/6/18	No	3/6/18
248	Photo Upper Torso	"	"	"
249	Photo Withdrawn	"	Withdrawn	---
250	Photo	"	"	"
251	Photo	"	"	"
252	Photo	"	"	"
253	Photo	"	"	"
254	Photo	"	"	"
255	Illustration Photo	3/6/18	"	3/6/18
256	Illustration Photo	3/6/18	"	3/6/18
257	Photo - Helmet Tire Pattern	3/6/18	"	3/6/18
258	Photo - Illustration	3/6/18	"	3/6/18
259	Thumb Drive			
259A	Photo - Barin Family	3/9/18	No	3/9/18
259B	"	"	"	"
259C	"	"	"	"
259D	"	"	"	"

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Exhibit #	Description of Documents	Date Offered	Objected	Date Admitted
259 E	Photo - Barrio Family	3/9/18	No	3/9/18
259 F	" "	"	"	"
260	Deirion Summary	3/9/18	yes	3/9/18
259 G	Photo - Family	3/12/18	No	3/12/18
259 H	" "			
259 I	" "			
259 J	" "			
259 K	" "			
259 L	" "			
259 M	" "			
259 N	" "			
259 O	" "			
259 P	" "	✓	✓	✓
261	Med + Funeral Exp.	3/12/18	No	3/12/18
262	Kateral Force Measurement Doc.	3/10/18		
263	Local Climatological Data 10/7	3/10/18	Stip	3/10/18
264	Local Climatological Data 10/8	3/16/18	Stip	3/16/18

CASE NO: A755977	TRIAL: February 12, 2018
DEPT. NO. 14	JUDGE : Honorable Adriana Escobar
	CLERK : Denise Husted
	RECORDER : Sandy Anderson
PLAINTIFF: Khiabani et al	
	COUNSEL FOR PLAINTIFF: Kemp / Christiansen
DEFENDANT: MCI; et al.	
	COUNSEL FOR DEFENDANT: Roberts / Barger

DEFENSE EXHIBITS*

ALL NOT ADMITTED EXHIBITS RETURNED

TX#	DOCUMENT DESCRIPTION	Bates	Date Offered	Objection	Date Admitted
D#		TX - PG-PG			
401.	LVMPD report	LVMPD 13-92			
402.	LVMPD Photos	LVMPD 93 - DISK			
403.	Photos taken by Salisbury	SALISBURY 1-5			
404.	Dispatch Incident Report	MICH 0205-MICH00206); P2244-47.			
405.	50-1 Detail Map of accident site, intersection and vicinity	P 2219 (a-e)			
406.	Photo Stills from Red Rock Surveillance video	P2276			
407.	Red Rock Casinos c/o Station Casinos response to Subpoena Duces Tecum,	RRC 1-2 + DISK			
408.	Videotape from Red Rock Casino	P 0051 - DISK			
409.	Photographs of subject bicycle and Misc. taken by KJC	P 0287-352			
410.	Photographs of subject Helmet taken by KJC	P 0353-382			

* Defendants reserve the right to supplement this list prior to trial. Defendants do not represent that they *will* use any of said exhibits at trial, only that they may. In addition, Defendants reserve the right to use any document identified in the exhibit list of any other party. Exhibits included on the list may become admissible if a proper foundation is laid for admissibility at trial. The presence of a document on this exhibit list does not constitute an admission that a document is admissible.