

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

GRAHAM SCHREIBER,)	
)	
Plaintiff,)	
)	
vs.)	Case No. 1:12 CV 00852 (GBL/JFA)
)	
LORRAINE LESLEY DUNABIN, et al.)	
)	
Defendants.)	

DEFENDANTS' JOINT DISCOVERY PLAN

Come now the below signed Defendants who have appeared in the above captioned case, CentralNic Ltd., Network Solutions LLC, Verisign Inc., Internet Corporation for Assigned Names and Numbers, and Enom, Inc., by counsel, and Lorraine Dunabin, pursuant to Rule 26(A) of the Federal Rules of Civil Procedure, Local Civil Rule 26(A) and this Court's Order dated December 20, 2012, hereby jointly propose the following discovery plan¹:

1. On December 28, 2012, the parties conferred prior to the initial pretrial conference to consider the claims, defenses, possibilities of a prompt settlement or resolution of the case, trial before a Magistrate Judge, to arrange for the disclosures required by Rule 26(a)(1), and to develop a discovery plan which will complete discovery by Friday, April 12, 2013. All of the Defendants agree with the proposed Discovery Plan

¹ By submitting this Joint Discovery Plan, Defendants are not conceding the validity of Plaintiff's claims, are not waiving the arguments made in their pending motions to dismiss, and are not submitting to jurisdiction in the Eastern District of Virginia.

described below. Plaintiff Graham Schreiber conferred with the Defendants but does not agree to the proposed Plan.

2. The parties will cooperate to schedule a settlement conference before a Magistrate Judge, or mediation before a private mediator, if, as the case proceeds, a settlement conference or mediation would appear to be beneficial.

3. The parties do not wish to proceed before a United States Magistrate Judge.

4. The parties will exchange Fed. R. Civ. P. 26(a)(1) disclosures by Wednesday, January 23, 2013.

5. A party may not exceed five (5) non-party, non-expert witness depositions and may not serve on any other party more than thirty (30) interrogatories, including parts and subparts, without leave of Court. The parties agree that each party will be entitled to take the depositions of each of the parties and each expert witness designated by any of the parties.

6. The plaintiff will serve disclosures of expert testimony pursuant to Fed. R. Civ. P. 26(a)(2) no later than Monday, February 11, 2013. The defendants will serve disclosures of expert testimony pursuant to Fed. R. Civ. P. 26(a)(2) no later than Wednesday, March 13, 2013. Plaintiff shall disclose rebuttal evidence pursuant to Fed. R. Civ. P. 26(a)(2) no later than Thursday, March 28, 2013.

7. The parties discussed discovery of electronically stored information and agreed that, due to the cost of such discovery and the benefits thereof, discovery of electronically stored information will not be sought in this action except for (a) email communications (which may be produced as static images (paper or .pdf), with

attachments) to the extent any relevant emails exist, documents and files on the parties' current computer systems; and (b) to the extent any party maintains its files in electronic format rather than on paper, such files shall be produced electronically. Notwithstanding any agreement to limit electronic discovery, the parties agree that no party may rely in this action on any electronic document or information not produced in discovery.

8. The parties will confer on the terms of an appropriate protective order that may be deemed necessary to protect any confidential or proprietary information that may be exchanged during the course of discovery. The parties shall file the appropriate motion with the Court for approval of same should it become necessary.

9. The parties agree that interrogatories, requests for admissions, and requests for documents must be served no later than Friday, March 8, 2013 to be subject to a motion to compel, and no later than Tuesday, March 12, 2013 to warrant a response.

10. The parties agree that the deadline for deposition notices is Friday, March 8, 2013.

11. The parties agree that the last day to file motions is Wednesday, April 17, 2013.

12. The parties will electronically file Fed. R. Civ. P. 26(a)(3) disclosures, exhibit lists, witness lists, and a written stipulation of uncontested facts on or before the final pretrial conference, Thursday, April 18, 2013 at 10:00 a.m. The exhibits themselves or a copy should be exchanged with opposing counsel before the conference.

13. Objections to exhibits must be filed by Monday, April 29, 2013.

14. Claim of Privilege or Protection of Trial Preparation Materials: The parties have agreed that an inadvertent production or disclosure of materials subject to a

