

**DRAFT
5-12-03**

**LITIGATION
ACTIVITIES**

**FEEES
AND COSTS**

SETTLEMENTS

RESERVE *

PAID *

COLLECTED *

STAGE 1

- Pleadings
- Forum and jurisdictional issues
- Development of case management order and schedule
- Interrogatories
- Document discovery
- Trial set for _____

\$ _____

STAGE 2

- 147 Depositions
- 65 Experts
- Summary Judgment Motions
 - 25 by defendants filed on Oct. 12
 - 6 days of oral argument
- Trial moved to _____

\$ _____

STAGE 3

- Recusal issue
- Bifurcation into declaratory and other phases
- Trigger trial
- Three additional bench trial phases
- 83 designated experts

\$ _____

STAGE 4

- Reasonable expectations submissions
- Additional London issues and discovery
- Bench trial, reasonableness of defense costs
- Media motions to intervene
- Domtar decision leads to further motions, briefing, orders on scope/allocation
- Numerous motions, orders as _____ prepares to leave the bench

\$ _____

STAGE 5

- Briefing, order on defendant's summary judgment motion on contract claims
- Further briefing, argument, orders on scope/allocation
- Settlement negotiations
- Scope trial

\$ 1 _____

STAGE 6

- Additional bench trials
- Untimely defense cost motions by 36 defendants
- 21 remaining issues identified
- Motions, briefing on several of the remaining issues

\$ _____

STAGE 7

- Pretrial motions
- Motions in limine
- Jury trial

\$ _____

STAGE 8

- Post-verdict motions
 - Plaintiff's on remedy issues
 - Defendant's on "judgment reduction"
 - By French and Dutch insurers to be included in the London settlement
- Partial final judgment: drafting, correspondence, hearings
- Motions for new trial and/or amended findings
- Proceedings for recovery of fees and costs
- Commencement of appeals

\$ _____

STAGE 9

- Appeals proceedings

1994	1995	1996	1997	1998	1999	2000	2001	2002
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RESERVE *	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	
PAID *	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	
COLLECTED *	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	\$ ____	

* 1. #'s are as of y/e (i.e. 12-31)
2. #'s cumulative
3. #'s are in millions (000,000)