



Timeshare v. Selway

2008 | Cited 0 times | D. New Hampshire | October 29, 2008

ORDER

The Preliminary Pretrial Conference was held in chambers on October 28, 2008.

Both parties waived jury trial.

Reliable Timeshare Closing Services is not a legal entity, and is dismissed from the case by agreement of the parties.

The Discovery Plan (document no. 35) is approved as submitted.

Based on the discussions between the court and counsel at the conference, the following are stricken without prejudice to being reinstated on request if warranted by the evidence:

* plaintiff's claims: none * affirmative defenses: third (unclean hands), fifth (res judicata and collateral estoppel), sixth (waiver) and seventh (fraud and deceit).

The defendant will amend ¶¶ 27, 32, 35 and 48 of her Answer to more clearly indicate her positions and in light of the confusion created by the re-filing of document #13 as document #14, will review her entire answer to ensure its accuracy.

SO ORDERED.

