

**HEARING MINUTES AND ORDER**

**Cause Number:** 09-3712

**Style:** Laura Pendergest-Holt v. Certain Underwriters at Lloyd's of London

**Appearances:**

**Counsel:**

**Representing:**

Lee Shidlofsky/Alan Cohen Plaintiffs

Daniel McNeel Lane, Jr./Manuel Mingue Defendants

**Date:** April 20, 2010

**ERO:** \_\_\_\_\_

**Time:** 10:16 a.m. - 1:30 p.m.

**Interpreter:** \_\_\_\_\_

**At the hearing the Court made the following rulings:**

Status conference. Rulings as stated on the record in open court.

Parties to file by **April 30, 2010**, briefing on case law interpreting an insured's right to reimbursement of fees and defense costs without a "duty to defend" in the contract.

Defendants to file a response to the pending Motion to Set Payment schedule [Doc. #69] by **April 30, 2010**.

The Court set a schedule for preliminary injunction hearing:

Discovery must be completed by **July 20, 2010**.

Joint pretrial order, including witness and exhibits lists, and proposed findings of fact and conclusions of law, and trial briefs, due **August 10, 2010**.

Docket Call will be held **August 18, 2010**, at **1:00 p.m.**

Preliminary injunction hearing will start **September 1, 2010**, at **9:00 a.m.**, and will continue on **September 2, 3, 7, and 8**, if needed.

A protective order will be entered in this civil case to maintain confidentiality of discovery materials for the protection of the parties in the criminal matter. The parties must submit an order by **April 23, 2010**.

**SIGNED** at Houston, Texas this 21st day of April, 2010.

A handwritten signature in black ink, appearing to read "Nancy F. Atlas", written over a horizontal line.

Nancy F. Atlas  
United States District Judge