

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Case No. 06-4702 JRT/FLN

Christopher A. Roller,

Plaintiff,

vs.

The James Randi Educational Foundation, Inc.
(JREF),

Defendant.

RULE 26(f) REPORT

Pursuant to Fed. R. Civ. P. 26(f), a meeting was held on January 19, 2007, via telephone. Christopher Roller appeared on behalf of himself and Richard Ostlund appeared on behalf of Defendant.

The pretrial conference in this matter is scheduled for February 16, 2007, at 9:15 a.m. before Magistrate Judge Franklin L. Noel in chambers at Suite 9W United States Courthouse, 300 South 4th Street, Minneapolis, Minnesota.

(a) Description of case.

(1) Concise factual summary of Plaintiff's claims:

James Randi claims that there is nothing paranormal happening on planet Earth. JREF (www.randi.org) “offers a one-million-dollar prize to anyone who can show, under proper observing conditions, evidence of any paranormal, supernatural, or occult power or event.” – <http://www.randi.org/research/index.html>

I have evidence. I sued David Copperfield (case 05-cv-446) and found out he has godly powers (docket #7). That’s how he performs his tricks. See Exhibit _____

DavidCopperfieldAdmittingGodlyPowersExist. I've seen David Copperfield's show twice, where anyone can observe the conditions ("proper observing conditions"). A couple more of his tricks can be seen at

<http://www.objectforce.com/php/ChrisRoller/Images/DavidCopperfieldSawInTwo.wmv> and <http://www.objectforce.com/php/ChrisRoller/Images/DavidCopperfieldFlying.wmv> which I got off his "Illusions" DVD. David admits he's using godly powers – that's paranormal.

Paranormal events are occurring on planet Earth by David Copperfield and probably by most illusionists (magicians).

I've tried to contact James Randi with this enlightenment via email, but he keeps ignoring me. It figures, considering he's a magician, probably with godly powers himself. He is a con man, blinding us about the paranormal when he knows it exists. I considered "applying" to his challenge, but item #7 of his application (<http://www.randi.org/research/challenge.html>) waives my right to sue him. I have little trust in the game he plays, nor in the claim he actually has A\$1 million, nor that he will pay up. His email works, because he responded concerning my god site (www.mytrumanshow.com), but not about my challenge. As a result of all this, I now I have to sue him to claim the \$1 million.

(2) Concise factual summary of Defendant's claims/defenses:

Defendant denies that plaintiff has stated any claim and, moreover, denies that there is jurisdiction in this Court. Defendant asserts that plaintiff's claims are asserted in bad faith and will seek an award of fees and expenses in connection with a motion to dismiss.

(3) Statement of jurisdiction (including statutory citations):

Plaintiff asserts action is a civil action over which this court has original jurisdiction pursuant to 28 U.S.C. § 1332, as the matter in controversy exceeds the sum of \$75,000.

Defendant denies that it is subject to jurisdiction in this Court and further denies that the amount in controversy exceeds \$75,000.

(4) Summary of factual stipulations or agreements:

The parties have not entered into any factual stipulations or agreement to-date.

(5) Statement of whether jury trial has been timely demanded by an party.

Plaintiff has not requested a jury trial.

(b) Pleadings.

(1) The Answer has been filed by the Defendant.

(2) All hearings on motions to amend and/or add parties to the action shall be

heard:

Plaintiff's Proposal: 30 days.

Defendant's Proposal: 30 days.

(c) Discovery limitations.

There is no agreement on discovery.

(d) Discovery schedule/deadlines.

(A) **Plaintiff's Proposal:** Six months deadline for completion of non-expert discovery, including service and response to interrogatories, document requests, requests for admission and scheduling of factual depositions.

Defendant contends no discovery should occur pending the decision on its motion to dismiss.

(B) **Plaintiff's Proposal:** One month deadline for service of Rule 26(a) disclosures.

Defendant contends that initial disclosure should be stayed pending the motion to dismiss.

(e) Experts.

The parties anticipate that they will require expert witnesses at time of trial.

(1) The Plaintiff anticipates calling 1 experts.

(2) It is too early for defendants to determine.

(3) The parties recommend that the Court establish the following deadlines for disclosure of experts and experts' opinions consistent with Rule 26(a)(2) as modified by Local Rule 26.3:

Plaintiff's Proposal: Plaintiff shall identify and disclose substance of expert witness opinions under Rule 26(a)(2)(A) and (B) four months. Defendant shall identify and disclose substance of expert witness opinions under Rule 26(a)(2)(A) and (B) four months. Expert discovery shall be completed six months.

(f) Motion schedule.

Defendant requests that all pre-trial proceedings in this case be stayed pending the Court's ruling on defendant's motion to dismiss to be filed before the pre-trial conference.

(1) The parties recommend that motions be filed and served on or before the following date:

(A) **Plaintiff's Proposal:** Non-dispositive motions six months.

(B) **Plaintiff's Proposal:** Dispositive motions seven months.

(g) Trial-ready date.

(1) **Plaintiff's Proposal:** The case will be ready for trial on or after nine months:

(2) **Plaintiff's Proposal:** A final pretrial conference should be held on or before eight months.

(h) Insurance carriers/indemnitors.

List all insurance carriers/indemnitors, including limits of coverage of each Defendant or statement that the Defendant is self-insured:

(i) Settlement.

Defendant offered plaintiff the opportunity to voluntarily dismiss his case. He declined. There will be no settlement.

(j) Trial by Magistrate Judge.

(1) Plaintiff consents to Magistrate Judge. Defendant does not consent.

Dated: January 29, 2007

CHRISTOPHER A. ROLLER

s/Christopher A. Roller

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Dated: January 29, 2007

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