

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE DEPARTMENT OF LABOR AND INDUSTRY

Steve Sviggum,  
Commissioner of the Minnesota Department  
of Labor and Industry,

Complainant,

**SCHEDULING ORDER**

vs.

Volume Services, Inc., d/b/a Centerplate  
Concessions,

Respondent.

This matter came before Administrative Law Judge Manuel J. Cervantes for a Prehearing Conference on December 6, 2010, pursuant to a Notice and Order for Hearing, filed November 1, 2010.

Rory Foley, Assistant Attorney General, appeared by telephone on behalf the Minnesota Department of Labor and Industry (Department). Mark S. Kittaka, Esq., appeared by telephone on behalf of Volume Services, Inc., d/b/a Centerplate Concessions (Respondent).

The parties have agreed to the following contested hearing schedule.

**IT IS HEREBY ORDERED:**

1. By separate letter, the parties will request mediation services.
2. By 4:30 p.m. on **Friday, April 1, 2011**, discovery shall close.
3. By 4:30 p.m. on **Friday, April 29, 2011**, each party will file and serve copies of the pre-labeled exhibits that it proposes to offer into the hearing record. The Department shall label its exhibits sequentially using numbers. Respondent shall label its exhibits sequentially using letters.
4. By 4:30 p.m. on **Friday, April 29, 2011**, each party will file and serve a list of the witnesses that it intends to call at the evidentiary hearing, including a short summary of their witnesses' proposed testimony.
5. By 4:30 p.m. on **Friday, May 6, 2011**, the parties will file and serve a statement (under Minn. R. 1400.6950 (2)) detailing any objection to the foundation of a written exhibit.

6. A hearing in this matter will be held at the Office of Administrative Hearings, 600 Robert Street North, St. Paul, Minnesota 55164 beginning at 9:30 a.m. on **Tuesday, May 10, 2011**. May 11, 2011 is reserved for additional hearing time.

Dated: December 7, 2010

s/Manuel J. Cervantes  

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MANUEL J. CERVANTES  
Administrative Law Judge