

NO. 2016-77149

CHRISTOPHER KELLY,	§	IN THE DISTRICT COURT
	§	
Plaintiff,	§	
	§	
v.	§	234 th JUDICIAL DISTRICT
	§	
ENSIGN UNITED STATES	§	
DRILLING (S.W.) INC.	§	
	§	
Defendant.	§	HARRIS COUNTY, TEXAS

PLAINTIFF'S FIRST AMENDED EXHIBIT LIST

TO THE HONORABLE WESLEY R. WARD:

Per the court's Trial Preparation Order, Plaintiff submits the following Exhibit List showing the documentary or other tangible evidence he will offer at the trial of this case:

Plf. Ex. No.	Offer	Admit	Description
1			Ensign Code of Conduct (Ensign Depo Ex. 64, CK0573-96)
2			Ensign Severe Offense List/Acknowledgment (Milner Depo Ex. 49, ENSIGN 000984)
3			Ensign Corrective Action Policy (ENSIGN 1276-1278)
4			Ensign Chain of Command (Milner Depo Ex. 45, CK0601)
5			Rig Floor Drawing (Boyte Depo Ex. 71, no Bates #)
6			Crew Trailer Drawing (Boyte Depo Ex. 72, no Bates #)
7			Ensign Preliminary Injury/Illness Incident Report (Ensign Depo Ex. 61, ENSIGN 000098-100) (note portions have been redacted) ¹
8			Ensign Corrective Action Report (Milner) (Milner Depo Ex. 52 p. 1, ENSIGN 001018)
9			Ensign Annual Evaluation (Milner) (Milner Depo Ex. 53, ENSIGN 000991)

¹ Consistent with the positions taken by the parties regarding the Defendant's Motion for Pretrial Ruling, portions of various documents have been redacted to exclude references to certain physical injuries and/or workers' compensation proceedings.

Plf. Ex. No.	Offer	Admit	Description
10			Ensign Final Injury/Illness Incident Report (Ensign Depo Ex. 63, no Bates #)
11			Confederate Battle Flag Image (Milner Ex. 54, No Bates #)
12			Photos of Milner's Tattoos (paper) (Milner Depo Ex. 55, CK 0356-0360)
13			Photos of Milner's Tattoos (pdf) (Milner Depo Ex. 56, No Bates #)
14			Alligator Tattoo Image (publicly available online, No Bates #)
15			Milner Employment Application (Milner Depo Ex. 46, ENSIGN 000975-978)
16			Daily Drilling Report 11.9.2014 (Kelly Depo Ex. 9, No Bates #)
17			EEOC Notice to Ensign w/Charge of Discrimination (Ensign Depo Ex. 65, ENSIGN 000091-94) (note portions have been redacted)
18			Ensign EEOC Response (Ensign Depo Ex. 66, ENSIGN 00095-97) (note portions have been redacted)
19			Return to Work Forms (CK0625-26, ENSIGN 000323, CK0211, CK0213, CK0334)
20			Kelly request for light duty (Kelly Ex. 27, CK0215)
21			E-Mails Between Kelly & Ensign re work return (Kelly Ex. 30, ENSIGN 000058-61)
22			Termination Letter (Kelly Depo Ex. 38, ENSIGN 001084)
23			Ensign harassment/discrimination training records for certain people (ENSIGN 1229-1273) ²
24			Ensign 2014 Annual Report (publicly available online) (no Bates #)
25			Ensign Quarterly Report Q3 2017 (publicly available online) (no Bates #)

² Plaintiff intends to present a Rule 1006 summary of this information rather than the original formatting but includes the Bates numbers of the records that will be summarized here. Plaintiff will provide the Rule 1006 summary prior to or at the pretrial conference.

Respectfully submitted,

WOOD WEATHERLY

-- TRIAL LAW --

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/s/ Susan Motley

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing list and Plaintiff's trial exhibits were served on the below-listed attorneys of record, in accordance with the Texas Rules of Civil Procedure, on February 5, 2018:

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/s/ Susan Motley

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