

**ILLINOIS INDEPENDENT
TAX TRIBUNAL**

PEPSICO INC. AND AFFILIATES,)	
Petitioner,)	
)	
v.)	16 TT 82
)	Chief Judge James M. Conway
ILLINOIS DEPARTMENT)	
OF REVENUE,)	
Respondent.)	

Scheduling Order

The Petitioner, PepsiCo Inc. and Affiliates, by counsel, and the Respondent, the Illinois Department of Revenue, by counsel, have agreed to the following schedule with respect to all outstanding issues in Case No. 16 TT 82 (Counts I, III and V) and the common issues in Case No. 17 TT 16 (Counts I and III). The parties will continue attempting to resolve the remaining Counts at issue in Case No. 17 TT 16 informally. To the extent those issues are not resolved, they will be included in the following schedule by separate order. It is hereby ordered:

1. This order applies to Case No. 16 TT 82 and Case No. 17 TT 16;
2. Written discovery shall be served by August 18, 2017. the parties agree that each side will be allowed 20 interrogatories for Counts I, and 5 additional

interrogatories for each additional Count, not including Counts related solely to imposition of penalties or interest;

3. This matter is set for a status conference on September 28, 2017, at 9:00 a.m., by telephone;
4. Notices of deposition shall be served by December 31, 2017;
5. All motions relating to discovery shall be filed on or before February 28, 2018;
6. Discovery shall be completed, and will close, on or before April 13, 2018;
7. A joint request for final pre-hearing mediation may be made on or before May 18, 2018;
8. If mediation is not requested, initial dispositive motions will be filed by June 15, 2018; and
9. If dispositive motions are filed, a briefing schedule for responses and replies will be set, or if the parties do not file dispositive motions, the matter will be set for a final pretrial conference at a status conference on June 21, 2018 at 9:30 a.m. by telephone.

s/ James Conway
JAMES M. CONWAY
Chief Administrative
Law Judge

Date: August 8, 2017