

## SCHEDULING ORDER (BENCH/JURY TRIAL)

In an effort to assist in the disposition of this case without undue burden or expense to the parties, the Court finds that the following Scheduling Order will facilitate the fair, timely, and responsible resolution of the above numbered cause. IT IS ORDERED that the following case settings and deadlines apply:

\_\_\_\_\_ **Deadline for Adding or Joining New Parties.** New parties must be added or joined on or before the date specified.

\_\_\_\_\_ **Designation of Responsible Third Parties.** Responsible third parties must be designated on or before the date specified.

\_\_\_\_\_ **Plaintiff's Expert Witness Designation Date.** (See Below)

\_\_\_\_\_ **Defendant's Expert Witness Designation Date.** (See Below)

Each plaintiff must comply with the following on or before *plaintiff's expert witness designation date*. Each defendant must comply with the following dates on or before the *defendant's expert witness designation date*:

As to all of plaintiff's and defendant's testifying experts - serve upon the attorneys of record:

1. The expert's name, address and telephone number;
2. The subject matter on which the expert will testify;
3. The general substance of the expert's mental impressions and opinions, and a brief summary of the basis for them (or if the expert is not retained by, employed by, or otherwise subject to plaintiff/defendant's control - documents reflecting such information).

*Additionally*, as to all of plaintiff's/defendant's testifying experts who are retained by, employed by, or otherwise subject to the control of plaintiff/defendant - serve upon the attorneys of record:

4. All documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for the expert in anticipation of the expert's testimony; and
5. The expert's current resume and bibliography.

\_\_\_\_\_ **Amended Pleadings.** Amended pleadings must be filed on or before the date specified.

\_\_\_\_\_ **Discovery Deadline.** All outgoing *and* responsive discovery, including interrogatories, requests for production, requests for admission, request for disclosure, etc., must be served and responded to by opposing counsel on or before the date specified.

\_\_\_\_\_ **Deposition Deadline.** All depositions must be concluded by the date specified.

\_\_\_\_\_ **Summary Judgment Motions.** Summary Judgment motions must be filed on or before the date specified.

\_\_\_\_\_ **Mediation Deadline.** IT IS ORDERED that mediation shall occur on or before the specified date using \_\_\_\_\_, and a reasonable mediation fee shall be allocated among the parties as determined to be fair by the mediator, and ***each party to the lawsuit shall have an individual personally present for mediation with full settlement authority.***

\_\_\_\_\_ **Pretrial.** Pretrial is set for 3:00 p.m. on the date specified and at such time each party shall submit the following:

- Witness List
- Exhibit List
- Proposed “Charge of the Court” ready for submission to the Jury, along with an electronic copy in Microsoft Word format on flash drive
- Motion in Limine
- Deposition designations
- Concise written statement of significant legal and/or evidentiary issues

\_\_\_\_\_ **Jury Trial.** Jury Trial is set for 9:00 a.m. on the date specified.

The trial court reserves the right to impose sanctions for failure to comply with the terms of this Order. Any alterations, amendments, or changes to this order shall require approval by the Court. Continuance or resetting of the trial date shall not affect the deadlines herein.

**SIGNED** on \_\_\_\_\_, 20\_\_\_\_.

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C. MICHAEL DAVIS, JUDGE PRESIDING

Approved by Counsel:

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