

**COMMON PLEAS COURT
CLERMONT COUNTY, OHIO**

Plaintiff

Case No. _____

VS

Date: _____

Defendant

SCHEDULING ORDER

Present:

Plaintiff _____ **Counsel** _____

Defendant _____ **Counsel** _____

All pre-trial matters reviewed in accordance with Civil Rule 16 and Local Rule 6, it is **ORDERED** that:

- 1. JURY TRIAL** - This case is set for jury trial on _____.
No continuances except for extreme extenuating circumstances and upon written motion filed at least seven days prior to trial.
- 2. FINAL PRE-TRIAL CONFERENCE** – Final pre-trial set for _____.
Trial counsel to attend, vested with full authority to settle, review, argue, stipulate, and otherwise act upon all matters relating to settlement, evidence and order of trial.

Parties and insurance representatives to be present in person, vested with full authority to settle at final pre-trial, if applicable.

- 3. TRIAL BRIEFS** – Trial briefs to be filed at final pre-trial. Briefs to include complete statements of the case, witness list, exhibit list, stipulations, settlement status, and applicable law; and **any proposed jury instructions and/or interrogatories.**
- 4. DISCLOSURE OF WITNESSES** – Counsel to disclose witnesses by the stated date, including the names and addresses of all witnesses, whether lay or expert, intended for use at trial. As to proposed experts, the disclosure shall include area(s) of expertise and written reports, if any. This disclosure shall be filed with the Court by the date below with copies sent to all other counsel.

Plaintiff Expert Witness(es) Disclosure Date: to be agreed upon by counsel

Plaintiff Lay Witness(es) Disclosure Date: to be agreed upon by counsel

Discovery cut-off: to be agreed upon by counsel

Defense Expert Witness(es) Disclosure Date: to be agreed upon by counsel

Defense Lay Witness(es) Disclosure Date: to be agreed upon by counsel

Discovery cut-off: to be agreed upon by counsel

5. VIDEO DEPOSITIONS – If video deposition(s) will be used, original videotape plus one typewritten transcript must be filed prior to final pre-trial for review at the final pre-trial conference. Similarly, objection(s) to any video trial deposition(s) shall be made no later than the final pre-trial date. Failure to comply with this order, without permission of the court, shall result in a waiver of any objection(s) in the deposition(s).

6. EQUIPMENT NEEDS – Counsel shall confer, no later than 5 days prior to trial, with the bailiff as to needs for any special equipment or aids, such as videotape player/monitor, easel or tape recorder. It is also imperative that counsel meet with the bailiff in advance of the trial to determine the compatibility of any multimedia presentations with the equipment provided by the Court.

7. MOTIONS IN LIMINE – Any motion in limine (other than a motion in limine pertaining to matters contained in depositions for use at trial) shall be served and filed, and a copy submitted to the Judge, no later than 14 days prior to trial.

8. MOTIONS TO BE FILED –

Summary Judgment motions by: _____

Responses to Summary Judgment: _____

Final Response: _____

SANCTIONS FOR NON-COMPLIANCE – All counsel are placed on notice that failure to comply with the time tables set forth in this order, or any other aspect of this order, could result in the imposition of sanctions, including fines, the preclusion of certain witnesses or evidence at trial, dismissal of all claims under Civil Rule 41, without prejudice, or even adverse judgment.

It is further ORDERED that:

Judge Thomas R. Herman

COURT NOTES:

Copies to: