

EXHIBIT "A" TO CIVIL NON-JURY TRIAL DOCKET
("ORDER ON PRE-TRIAL DISCOVERY")
Judge Bruce E. Williams

1. **DISCOVERY**: The parties are given leave to proceed with further discovery, provided it is completed at least **ten** (10) days prior to trial.

2. **EXHIBITS and WITNESSES**: At least **ten** (10) days prior to trial, the parties will exchange lists stating the names and addresses of all witnesses and describing all documents, bills reports, photographs, and other exhibits which they expect to introduce. Copies of such exhibits will be attached to the lists. (Such lists need not include witnesses or exhibits for impeachment purposes. The listing of a witness does not commit a party to have such witness available for trial or to call a witness to testify.) Unless otherwise specifically agreed between the parties, the parties *shall be precluded from offering any witnesses or exhibits not so identified* (other than purely for impeachment purposes) unless relieved by the Court for good cause shown.

Upon such list being furnished, the other party shall - except to the extent written notice to the contrary is given within five (5) days thereafter - be deemed to have agreed (for purposes of these actions only) that: the listed exhibits or their originals are authentic and genuine; the listed exhibits or their originals were kept in the ordinary course of business; copies of the listed exhibits may be used at trial to the same extent as originals (without accounting for originals); any photographs so listed fairly and accurately portray the scene therein depicted; and any bills for services or materials are reasonable in amount for the services or materials therein billed.

3. **MARKING TRIAL EXHIBITS**: Each party shall mark and number each exhibit and furnish the Court and Court Reporter with a list of exhibits, describing each by its corresponding number, *prior* to trial.

4. **AUTHORITY FOR MEDICAL INQUIRY**: The parties are granted the right to inspect and copy all hospital and medical records relative to the medical care, treatment, condition, tests, lab work, and history of the parties, together with the right (on *advance notice* to opposing counsel) to depose and interview - in person or by correspondence or telecommunication means - all physicians, administrators, hospital personnel, and/or other personnel in connection therewith.

5. **EXPERT WITNESSES**: At least **thirty** (30) days prior to trial, all parties shall notify all other parties in writing of all persons expected to be called as expert witnesses; state the subject matter on which each expert is expected to testify and state the substance of the facts and opinions to which each expert is expected to testify and a summary of the grounds for each. (Such disclosure does not apply to lay persons who are expected to testify as to speed of vehicles based on observation of the vehicles while in motion.) Unless otherwise specifically agreed between the parties, the parties *shall be precluded from offering any expert witnesses not so identified* (other than purely for impeachment purposes) unless relieved by the Court for good cause shown.

TRIAL MANAGEMENT ORDER AND FORMAT
JUDGE BRUCE E. WILLIAMS

INSTRUCTIONS TO ATTORNEYS AND/OR PARTIES: It is hereby **ordered** that at least ten (10) days prior to any final hearing in this matter, attorneys and/or parties must individually review, meet and confer concerning the submission of a proposed Trial Management Order. All requested information as set forth herein must be provided or its absence explained. Attachments may be used where appropriate. **THE COMPLETED PROPOSED ORDER SHALL BE FILED WITH THIS COURT NOT LATER THAN SEVEN (7) DAYS PRIOR TO ANY STATUS CONFERENCE OR TRIAL.** The proposed orders shall be signed and dated by all attorneys (or parties, if not represented). Failure to meet and confer in good faith or return the completed proposed order to this Court may result in sanctions.

The format of the proposed order shall be as follows:

- a) Nature of Case:
 1. Plaintiff alleges the following:
 2. Defendant alleges the following:
- b) Statement of Issues:
 1. Plaintiff:
 2. Defendant:
- c) Discovery will be pursuant to Exhibit "A" which is attached to this notice.
- d) Stipulations:
- e) Pre-trial Motions/Motions in Limine: NO MOTIONS CAN BE FILED WITHIN TEN (10) DAYS OF TRIAL.
 1. Each of the parties expect to make the following pre-trial motions (include a brief summary of the motions and authorities relied upon): (Attach list)
 2. Each of the parties expect that the following evidentiary objections shall arise during the course of the trial (include a brief summary of the objections and the authorities relied upon): (Attach list)
- f) Conduct of the Trial:
 1. Voir dire (in jury cases):
 2. Witnesses: Attorney shall arrange in advance for all witnesses to be available as needed in order to ensure that there shall be no interruptions or delays. Any scheduling problems must be brought to the attention of the Court no later than any date scheduled for status conference of this case.
- g) Instructions in jury cases: SEE ATTACHED ORDER
- h) Verdict Forms (in jury cases): Proposed verdict forms will be filed with the Court at least seven (7) days prior to trial.
- i) Other Special Requests:
- j) Each party will submit exhibits list to both Judge and Court Reporter prior to trial.
- k) Signatures of Counsel (or parties, if not represented):
- l) Signature line for Judge.

DONE and entered this the 2nd day of January, 2007.

/s/
BRUCE E. WILLIAMS, Circuit Judge