	CAUSE NO	O	
		§ 8	IN THE DISTRICT COURT OF
vs.		\$ \$ \$	TARRANT COUNTY, TEXAS
		§	67TH JUDICIAL DISTRICT COURT
	<u>SCH</u>	IEDULING ((Level 1 &	
This order ap	plies to parties appearing <u>p</u>	`	as those represented by counsel.
may be modified by date is given below,	Rule 11 Agreement excep	t pretrial, dis the TEXAS RI	ILESS MODIFIED BY THE COURT. All deadlines positive motions and expert challenge dates. If no JLES OF CIVIL PROCEDURE. Compliance with this required by such Rules.
It is the policy by the attorneys.	of this Court not to grant a	continuance	of any trial setting when such date has been agreed to
1.	TRIAL IS SET FOR THE	HE WEEK O	
		the Texas Ru	ting will not alter any deadline established in this les of Civil Procedure, unless specifically provided cause.
2. TIME:	m. parties and lead tr this date. All mo	rial counsel shotions in limi	Coordinator will set this date.) Pro se all appear in person to discuss all aspects of trial on the and other motions to be determined prior to trial his pretrial. (See #9 below).
3. 30 days before pretrial conference		-	positive motion like summary judgment, jurisdiction by this deadline, or such motion/plea/exception, etc.
4.	be added and served, whe PARTY CAUSING THE	nether by ame JOINDER SI	SPONSIBLE THIRD PARTIES. All parties must endment or third-party practice, by this date. THE HALL PROVIDE A COPY OF THIS SCHEDULING. Additionally, the designation of Responsible Third

Party provided in CPRC § 33.004, must be made by this date.

Def:	not preclude —	preclude prompt filing of pleadings directly responsive to any timely filed pleadings.		
		RY DEADLINE. All discovery must be completed by this date. Parties may overy beyond this deadline by agreement. Incomplete discovery will not delay be.		
	1. DIS 0	COVERY LIMITATIONS.		
	a.	Each party may serve interrogatories on any other party.		
	b.	Each party is allowed hours of oral deposition to examine and cross-examine parties on the opposing side, experts designated by those parties, and persons who are subject to those parties' control.		
		VITNESS DESIGNATION AND CHALLENGES TO EXPERTS. A list ch expert's name, address, and the topic of the witness' testimony must be		
a.	•	ntiff(s) All other parties		
	-	erts not listed in compliance with this paragraph will not be permitted to testify nt a showing of good cause.		
b. 30 days be pretria	1 (30)	lenges to expert's testimony or qualification must be heard no later than thirty days before pretrial or such challenge is waived.		
conference		following procedure shall govern <i>Daubert</i> hearings in the 67th District Court.		
	A.	Affidavits, deposition excerpts and all evidence for the prima facie challenge to an expert witness must be filed pursuant to the Scheduling Order. The challenge to the expert must specify every aspect of the expert or the opinion or the basis for the opinion that is being challenged; failure to specify a ground for a challenge is a waiver of that challenge.		
	В.	Direct testimony and all other evidence in support of the challenged expert must be reduced to affidavits or deposition excerpts of each and all witnesses to be used and such material filed with the Court's clerk no later than 3:30 p.m. four days before the hearing (i.e., three business days intervening between the filing and service of the sponsoring party's evidence and the		

<u>Pltf</u> PLEADINGS. All amendments and supplements must be filed by this date. This order does

5.

hearing). Such sponsoring evidence must be exchanged so as to be <u>received</u> in opposing counsel's offices by <u>4 p.m.</u> four days before the hearing. Facsimile transmission received by that time, if receipt is confirmed by telephone, shall be the same as hand-delivery for the purpose of Rule 21a. Affiants, including challenged expert witnesses, may be present in the courtroom but may not be presented for direct testimony in addition to their

affidavits or deposition excerpts. The objecting party may cross examine affiants or deponents and, or, the Court may have questions for them, only after which will the sponsoring party be permitted re-direct examination.

8.	 MEDIATION . If the parties intend to mediate, whether by agreement or pursuant to court order, the mediation must be <u>concluded</u> by this date.
9.	 THE FOLLOWING MUST BE FILED WITH THE COURT BY NOON AND COPIES SERVED ON ALL OPPOSING PARTIES: (Court will set this date)

Originals for the Court File (two-hole punched on top):

Exhibit List

A list separately identifying each exhibit the party expects to offer during the trial. Fact Witness List (separate document from Exhibit List)

A list including the name, address, phone number and topic of testimony of each fact witness who may be called at trial must be exchanged with counsel by this date. Designations for videotaped depositions must be filed by this date and time. All objections to such deposition designations must be filed prior to or at the pretrial conference.

Motion in Limine (with <u>separate</u> Order for Court's ruling) and any other pretrial motions not yet filed with the Court.

Proposed Jury Questions/Instructions (or Findings of Fact/Conclusions of Law)

(The pleading should be named "[Name of Party]'s Proposed Jury Questions and Instructions."

Vocabulary List (if one is filed) - **Required** in medical malpractice cases.

10. **REGARDING EXHIBITS (To be brought to Court on day of trial):**

All exhibits* shall be **PRE-MARKED**, three-hole punched on the left side** and in a three-ring binder notebook with numbered index tabs and the notebook labeled as to which party's exhibits. If you are not able to provide a notebook, please have the exhibits three-hole punched and we will provide a notebook when you arrive. The <u>original exhibits</u> are to be given to the Court Reporter on the morning prior to the commencement of trial.

*See Tarrant County Local Rule #3.0.

**If three-hole punching the original exhibit will destroy a part of the exhibit, such exhibit may be placed in a plastic envelope in the exhibit notebook. The Court can provide such plastic envelope if needed.

parties joined and/or attorneys making an appearance after the date this Order is signed.				
SIGNED this the	day of	, 20		
	DONALD J. COSBY, JUDGE PRESIDING			
APPROVED: (Signatures of Attorneys - Fax signatures are	e acceptable)			
Attorney for Plaintiff	Attorney for Defendan	ut		
Attorney for				
Attorney for	Attorney for			
Attorney for				

If the case is not reached, a new trial date will be set by the Court and the pre-trial deadlines may be extended

accordingly by the Court. The attorneys signing below are responsible for providing a copy of this Order to all