

VERSUS

* NUMBER: SECTION B

* FIRST JUDICIAL DISTRICT COURT

* CADDO PARISH, LOUISIANA

JURY TRIAL SCHEDULING ORDER

Pursuant to counsel agreement, the above-captioned case is set for jury trial on _____. Except for good cause shown, the following provisions shall be strictly enforced:

A. Pleading and Modification of Scheduling Order:

1. Amended and supplemental pleadings and motions to amend this order shall be filed no later than **2 weeks after signing of scheduling order**.
2. Counsel may agree to extend the dates contained herein under the following circumstances:
 - a. The deadline in question has not yet passed; and
 - b. Counsel agrees that the extension will not impact any other dates contained herein OR counsel agrees to extend the impacted date as well; and
 - c. Counsel agrees that the trial date will not be impacted OR agrees to promptly file for a continuance of trial; and
 - d. Counsel notifies the court in writing of the agreed modification and compliance with these requirements. A sample notification form can be found on the court's website: <https://www.judgeocallaghan.org/scheduling>.

B. Pre-Trial Conference and Hearing

A pre-trial conference in this matter is set on **roughly 2-3 weeks before the trial setting at 9:30 a.m.** All arguments on any outstanding motions shall be heard at that time. No arguments will be permitted on the day of trial. If there are no outstanding motions, counsel may elect, by agreement, to hold the conference in chambers in the afternoon on the aforementioned date. Counsel shall notify the court in writing by **the Friday before the pre-trial** if the in-chambers conference is preferred.

C. Discovery:

All discovery, other than what is, by its nature, ongoing must be completed by **roughly 13 weeks before trial**. Subsequent submissions of ongoing discovery, including updated expert witness reports, shall be provided to all counsel **within five days of receipt**.

D. Witnesses and Exhibits:

1. Plaintiff shall provide preliminary lay witness and exhibit lists by **roughly 4 weeks after signature of this order** and defendants shall provide the same by **roughly 6 weeks after plaintiff's lists are due**.
2. Plaintiff shall identify all expert witnesses and deliver to all counsel the C.V. and report prepared by each expert, including a complete statement of all opinion to be expressed and the reasons therefor, by **roughly 8 weeks after signature of this order** and defendants shall provide the same by **roughly 14 weeks after signature of this order**.
 - Any person, whether specifically retained as an expert consultant or not, who may be qualified as an expert at trial shall be considered an "expert witness" for the purposes of this order. This includes treating physicians if their medical qualifications will be introduced.
3. All parties shall provide a final witness list by **roughly 3 weeks prior to trial**. This list represents counsels' good faith reasonable efforts to produce such witnesses at the trial of the case, by subpoena or agreement. No witness listed on this list may be excused without written agreement or order of the court.
4. These lists must be provided in good faith based upon known information. Identification of witnesses shall be by name, address, phone number, and/or email address or by category and a brief description of the subject matter of their information/expected testimony.
5. Witnesses and/or exhibits not timely and properly submitted will not be permitted at trial.

E. Motions and Depositions:

1. Evidentiary Motions and Depositions:
 - a. Daubert Motions and Motions in Limine must be filed and served on opposing counsel by **roughly 8 weeks prior to trial**.
 - b. Expert depositions shall take place not later than **roughly 13 weeks before trial**.
 - c. If either party will be offering depositions (video or written) in lieu of live testimony, they must notify opposing counsel by **roughly 4 weeks before trial** of their intention to do so. If video depositions are used at trial, counsel must provide copies of the transcripts to each juror.
 - d. All evidentiary depositions are to be edited to redact non-essential information, questions and answers and submitted to the court by **roughly 4 weeks before trial**. If disputes arise regarding depositions the parties shall submit to the court a list of disputed redactions and good faith objections no later than **roughly 3 weeks before trial**. Arguments pursuant to these disputes shall be heard at the pre-trial conference.
2. Dispositive Motions:
 - a. All dispositive motions and motions for summary judgment must be filed and served on opposing counsel by **roughly 14 weeks after signature of this order** unless the motion arises from evidence revealed as part of the discovery process, in which case it shall be filed as soon as practicable but in no instance later than **2 weeks after the completion of discovery**.
3. Prior to the filing of motions, moving counsel shall, using the court's online scheduler, make reasonable efforts to coordinate a hearing date with opposing counsel and include the selected date in the order. If no agreement can be reached, that shall be indicated in the motion and the hearing date will be selected by the court.

Jury Instructions, Interrogatories, and Verdict Forms:

Any proposed jury instructions, interrogatories, or verdict forms shall be sent to opposing counsel for agreement by **roughly 7 weeks before trial**. The form of the jury instructions, interrogatories and/or verdict form will be discussed at the pre-trial conference.

Jury Deposit:

Pursuant to L.S.A. -R.S. 13:3049 and L.S.A. - C.C.P. Articles 1734 and 1734.1, it is ordered that the party requesting the jury trial by jury deposit with the Clerk of Court the amount of eight thousand dollars (\$8,000) by check made payable to Civil Jury Fund no later than **60 days prior to trial**. If the deposit is not timely made, any other party shall have until **50 days prior to trial** to make the required deposit. If sufficient deposit is not timely made, the matter will be automatically reset as a bench trial and placed as the lowest-priority setting on the docket pursuant to C.C.P.Art. 1734.1.

Morning of Trial:

On the day of the trial, the Judge will open court at **9:30 a.m.** The parties are to submit a pared down witness list and any juror notebooks at that time. Agreed evidentiary offerings will be offered and filed into the record and any other matters which can be handled prior to jury selection will be addressed at that time. Jurors will report to the courtroom after these matters are handled and no earlier than 11:00a.m.

Any special accommodations, such as interpreters, must be requested in writing as soon as the need for such is discovered.

Counsel is directed to <https://www.judgeocallaghan.org/rules-and-procedures> for additional information on this court's policies and preferred practices.

Should this matter be passed from the docket, counsel shall notify all witnesses ahead of time or have a representative of their office present on the trial date to inform any witnesses not contacted in advance.

Signed on the ___ day of _____, 2023, in Shreveport, Caddo Parish, Louisiana.

Judge Brady O'Callaghan

Service by mail to:

Courtesy copy emailed to: by court staff on __ / __ /2023.