

Trial/Evidentiary Hearing Procedures in the Absence of a Governing Order

- Unless ordered otherwise, each party should file a pretrial report no less than two days before the trial or hearing that states: (1) the basis for the court's jurisdiction; (2) whether the court has statutory and constitutional authority enter a final order, and, if not, whether the party consents to the entry of a final order; (3) the elements of all claims or defenses the party believes to be at issue, and whether any elements are not disputed; and (4) the identity of all witnesses the party intends to call in its case in chief, along with a summary of each witness's testimony.
- All exhibits must be numbered before the trial or hearing.
- Generally, moving parties and parties with the ultimate burden of proof should number their exhibits 1-99; objecting and defending parties should number their exhibits 101-199.
- Copies of all exhibits and a witness list should be filed with the court and provided to all participating parties no later than two business days before the trial or the evidentiary hearing.
- Unless the parties stipulate to the admission of an appraisal, appraisers will be expected to testify.
- The court will not reschedule a trial or an evidentiary hearing absent good cause and upon written order of the court.