

TRIAL PROCEDURAL ORDER

TAKE NOTICE that Judge **JAMES M. MACERONI** requires the following for trial.

BEFORE THE DAY OF TRIAL:

1. In order to avoid delays for both the Court and for seated jurors, Counsel is expected to attempt to resolve prior to trial any expected disagreements regarding the introduction of evidence or any other matter. If these matters cannot be resolved they shall be heard prior to trial via a motion in limine.
2. File all motions in limine and/or trial motions with the Judge and counsel fourteen (14) days before trial with responses filed with the Judge and opposing counsel seven (7) days before the hearing date.
3. If depositions have objections therein, the parties shall submit to the Judge and opposing counsel no later than fourteen (14) days before trial date the objections with supporting law including argument, with responses filed with the Judge and opposing counsel seven (7) days before the trial date. If the parties have not resolved the objections, the parties shall contact the Judge's secretary for a hearing date regarding the deposition objections.
4. All counsel must meet prior to trial to exchange and review proposed exhibits. Agreed upon exhibits shall be marked in any manner agreeable to counsel. A list of exhibits with corresponding exhibit numbers or letters shall be provided to the Court on the day of trial. Counsel must file motions in limine as to exhibits for which there is an objection at least fourteen (14) days prior to trial.
5. Fourteen (14) days before the trial date, supply witness lists in sufficient number for the Court and all counsel of actual and/or probable witnesses, indicating if in person or by deposition and, if medical experts, the hospital and office where the witness practices and his or her specialty.
6. Seven (7) days before trial date submit a Trial Brief containing a brief statement of facts, issues, theory of case and memorandum of law.
7. The Court allows counsel to conduct voir dire, limited to questions regarding a jurors qualifications to sit as a juror, potential bias, etc. Questions specific to the case are not allowed. Questions after the first juror is removed either for cause or for a peremptory shall be limited to the new seated juror/jurors.

ON THE DAY OF TRIAL:

1. Be present with client(s) and any other person(s) necessary to effect the disposition of the matter.
2. If a jury trial, have completed, typed jury instructions for the Court and all counsel. Each instruction must be on a separate sheet.
3. In order to ensure the Court's media equipment is compatible, Counsel must contact the Judge's secretary before the day of trial to test any media equipment counsel intends to use throughout trial.
4. Have all witnesses available for trial.

THE FOREGOING CONSTITUTES A DULY ENTERED ORDER OF THIS COURT, AND FAILURE TO COMPLY STRICTLY WITH ALL OF ITS TERMS MAY RESULT IN DISMISSAL, DEFAULT JUDGMENT, REFUSAL TO LET WITNESSES TESTIFY, REFUSAL TO ADMIT EXHIBITS, OR OTHER ACTION INCLUDING ASSESSMENT OF SPECIAL COSTS, EXPENSES AND ATTORNEY FEES.

(revised 10/01/2018)

/S/ JAMES M. MACERONI
HON. JAMES M. MACERONI P61759
Circuit Court Judge