

CAUSE NO. CC-00-00000-C

vs.

§
§
§
§

County Court at Law No. 3

DALLAS COUNTY, TEXAS

UNIFORM SCHEDULING ORDER (LEVEL 2)

In accordance with Rules 166, 190 and 192 of the Texas Rules of Civil Procedure, the Court makes the following order to control the schedule of this cause.

1. This case will be ready and is set for trial on _____ at 9:00 AM. (the “Initial Trial Setting”). Reset or continuance of the Initial Trial Setting will not alter any deadlines established in this Order or established by the Texas Rules of Civil Procedure, unless specifically provided by the order after motion showing good cause.
2. Discovery in this case will be controlled by RULE 190.3 (LEVEL 2) of the Texas Rules of Civil Procedure, subject to the discovery deadline set forth in paragraph 3e. below. Except by agreement of the parties, leave of the court, or where expressly authorized by the Texas Rules of Civil Procedure, no party may obtain discovery of information subject to disclosure under Rule 194 by any other form of discovery.
3. Pretrial matters will be complete by the following dates:
 - a. amended pleadings asserting
new causes of action or defenses 150 days before the Initial Trial Setting
 - b. Party seeking affirmative relief shall designate experts and must
provide reports 120 days before the Initial Trial Setting
 - c. Party opposing affirmative relief shall designate experts and must
provide reports 105 days before the Initial Trial Setting
 - d. party seeking affirmative relief shall designate rebuttal experts
and must provide reports 90 days before the Initial Trial Setting
 - e. fact and expert discovery closes 60 days before the Initial Trial Setting
 - f. other amended pleadings 60 days before the Initial Trial Setting

The parties may by written agreement alter these deadlines. Amended pleadings responsive to timely filed pleadings under this schedule may be filed after the deadline for amended pleadings if filed within two (2) weeks after the pleading to which they respond. Except by agreement of the party, leave of the court, or where expressly authorized by the Texas Rules of Civil Procedure, no party may obtain discovery of information subject to disclosure under Rule 194 by any other form of discovery.

4. Any objection or motion to exclude or limit expert testimony due to qualification of the expert or reliability of the opinions must be filed no later than seven (7) days after the close of expert discovery, or such objection is waived. It must be heard within (30) days prior to the trial setting. Any motion to compel responses to discovery (other than relating to factual matters arising after the end of fact discovery) must be filed no later than seven (7) days after the close of fact discovery or such complaint is waived, except for the sanction of exclusion under Rule 193.6..
5. No additional parties may be joined more than five (5) months after the commencement of this case except on motion for leave showing good cause. This paragraph does not otherwise alter the requirements of Rule 38. The party joining an additional party shall serve a copy of this Order on the new party concurrently with the pleading joining that party.
6. Thirty (30) days before the Trial Setting, the parties shall exchange designations of deposition testimony to be offered in direct examination and a list of exhibits, including any demonstrative aids and affidavits, and shall exchange copies of any exhibits not previously produced in discovery; over designation is strongly discouraged and may be sanctioned. Except for records to be offered by way of business record affidavits, each exhibit must be identified separately and not by category or group designation. Twenty-one (21) days before the Trial Setting, the parties shall exchange in writing their objections to the opposing party=s proposed exhibits, including objections under Rule 193.7 and their cross examination designations of the deposition testimony. On or before fourteen (14) days before the Trial Setting, the attorneys in charge for all parties shall meet in person to confer on stipulations regarding the materials to be submitted to the Court under this paragraph and attempt to maximize agreement on such matters. Seven (7) days before the Trial Setting, the parties shall file with the Court the materials stated in Rule 166(d)-(m), an estimate of the length of trial, designation of deposition testimony to be offered in direct examination, and any motions in limine. Failure to file such materials may result in dismissal for want of prosecution or other appropriate sanction.

SIGNED _____, 20____

SALLY MONTGOMERY
County Court at Law No. 3