

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT

WITHIN AND FOR SWEETWATER COUNTY, WYOMING

)	
)	
Plaintiff,)	
)	
vs.)	Civil No. C--R
)	
)	
)	
Defendant.)	

ORDER FOR PRETRIAL CONFERENCE

This case is set for **Pretrial Conference** at the Sweetwater County Courthouse in Green River, Wyoming, on _____, 20__, at **.m.**, and shall be attended by counsel who will conduct the trial, or by co-counsel with knowledge of the case and authority to bind his client by stipulation. Prior thereto, counsel shall complete all discovery, and prepare a Joint Statement in the format hereinafter set forth, which shall be filed with the Court at least five (5) days prior to the conference. **Plaintiff' Counsel** shall prepare the initial draft of the Joint Statement, submit it to opposing counsel for change or approval, and counsel shall meet at least seven (7) days prior to the conference, to agree upon the final draft.

If a jury trial, one (1) set of proposed instructions, including issues to be proved, pertinent statutes or ordinances, all other instructions applicable to the case, and forms of verdict, will be submitted with the Joint Statement. Said instructions will be numbered (**Plaintiff - numeric, Defendant - alpha**) and shall bear citation or authority therefor. Counsel will also **provide an index of instructions submitted**. All briefs and proposed instructions will be submitted on 8½ x 11 paper. All requirements of the Joint Statement will be met.

JOINT STATEMENT

Counsel for all of the parties file this joint statement, and agree to be bound thereby:

1. Nature Of The Case, Including Agreed Or Admitted Matters. The following is a concise statement of the nature of the case as to all matters upon which the parties can agree, avoiding duplication, including all matters admitted by the pleadings, or other instruments or depositions of record.

2. Disputed Issues Of Fact And Elements To Be Proven. Subject to the approval of the Court, the following issues of fact to be submitted to the Jury or Court, as the case may be, and the elements to be proven by each party, are:

3. Issues Of Law. The remaining issues of law are as follows, and any briefs are submitted herewith, or will be submitted at least thirty (30) days prior to trial.

4. Stipulated Matters. The following terms are stipulated to and may be submitted to the jury in an instruction.

5. Amendments To Pleadings. The parties agree that the pleadings may be amended as follows:

6. Discovery. All depositions and discovery proceedings have been completed, except as follows for the reasons stated:

7. Witnesses. The names and addresses of each witness, and a brief summary of their testimony, are as follows:

8. Exhibits. The following are all exhibits, which shall be marked prior to, and presented at, the pretrial, with the number or letter and description, and the parties agree that said exhibit may be received in evidence.

9. Number Of Jurors. The jury will consist of ____ persons.

10. Jury Instructions. Submitted separately herewith are requested jury instructions, subject to the right of counsel to supplement such requests during or after the trial on matters not now anticipated. Counsel has noted any case-specific instructions they are requesting be given before opening statements.

11. Juror Notebooks. Juror notebooks [will or will not] be provided. (If notebooks are to be provided, insert a list of the agreed upon contents. Example of contents: blank paper for note taking, stipulations of the parties, lists or seating charts identifying counsel and their respective clients, general instructions for jurors, pertinent case-specific instructions, copies of important exhibits, glossaries of key technical terms, and pictures of witnesses. Counsel will provide any copies of exhibits, glossaries, or pictures of witnesses requested to be included.)

12. Admissibility Of Witnesses And Exhibits. Each witness and exhibit named or listed herein, or in the Pretrial Order will be produced at the trial, and opposing counsel may rely thereon unless otherwise notified at least ____ days before trial. No witness or exhibit not so named or listed may testify or be offered at the trial except upon application to, and Order of, the Court not less than ____ days prior to trial, after (1) having provided opposing counsel with the name, address and concise statement of the testimony of the witness, or with a copy of the exhibit, and (2) showing to the Court good cause why the witness or the exhibit was not heretofore named or listed, except in emergencies in furtherance of justice.

13. Physical Examinations. At the request, and expense of the requesting party, any party shall submit to a physical or mental examination by qualified practitioners, not less than ____ days before trial, and a written copy of the report shall be given opposing counsel, without charge, within ____ days after such examination.

14. Itemization Of Special And General Damages Claimed.
The following are the special and general damages claimed by the parties hereto:

15. Settlement. The parties certify that they have in good faith discussed settlement, but cannot agree upon a settlement.

16. Estimated Trial Time. The **Jury Trial** of this matter is set to commence , **20__**. Estimated trial time is **days**. Both parties requested a court reporter for said trial, and agreed to share equally in the cost for said reporter.

(DATE, SHOW NAMES OF PARTIES AND SIGNATURES OF COUNSEL)

Dated this day of , 2009.

BY THE COURT,

JERE RYCKMAN
DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that I served a true and complete copy of the above and foregoing on the day of , 2009, and that copies were served as follows:

U.S. Mail

U.S. Mail

U.S. Mail

Ellen Wilson, CPS Judicial Assistant to
Jere Ryckman, District Judge