

IN THE DISTRICT COURT OF TETON COUNTY, WYOMING
NINTH JUDICIAL DISTRICT

*,)
Plaintiff,) Civil Action No. *
vs.) TRIAL MANAGEMENT ORDER
) (CIVIL – BENCH)
)
*,)
Defendant.)

This matter came before the Court for a pretrial conference on the * day of *, 2015. * appeared for Plaintiff and * appeared for Defendant. The Court considered the pleadings and the time allotted for the proceedings set in this matter and finds that a Trial Management Order should issue.

IT IS ORDERED:

1. TRIAL. This matter is set for trial on *, 2015 at * .m. This case is the number * case for trial on that date. * days are set aside for the trial. The general trial hours will be from 9:00 a.m. to 5:00 p.m. with an hour and fifteen minutes for lunch and breaks as the Court deems appropriate in the morning and afternoon. The Court may choose to begin trial earlier as the case moves along as it may be deemed necessary and appropriate.

2. EXHIBITS.

a. Counsel shall resubmit their lists of exhibits on a form, in the format of the attached form, at least one (1) week prior to trial, if not previously provided in that format.

b. At least one (1) week prior to trial, counsel shall submit a list of stipulated exhibits to be admitted at trial and shall submit a copy of such exhibits, to the extent feasible, in the form of a notebook to be provided for the Court's use.

3. FINDINGS OF FACT. It would be appreciated if counsel would provide the Court with findings of fact or conclusions of law on a CD or email with their findings contained thereon to mdearing@courts.state.wy.us.

4. ASSETS/LIABILITIES. No later than three (3) days prior to trial the parties shall file a proposed distribution of assets and liabilities in ledger form, setting out the proposed division and totals for each party side by side.

4. TECHNOLOGY. Any presentation by a party involving the use of courtroom technology shall be tested, and the court reporter consulted for assistance, no less than three (3) days prior to trial. The party using such technology is advised that any risk of failure associated with the use of courtroom technology is borne by the party seeking to use the same.

5. VIDEO TESTIMONY. It shall be the responsibility of the party seeking to introduce witness testimony by video conference to have prior permission of the Court and have the witness ready and available at a location that utilizes video conferencing protocol consistent with that employed by the Video Court Network (VCN). The VCN uses a Tandberg IP (not ISDN) protocol. In that regard, such party shall immediately provide the Court with the location from which the witness will testify, including an IP address and telephone number, together with the name of the witness whose testimony is sought to be introduced by video conference. These advance procedures are necessary to enhance the probability that the use of video testimony at trial will not impede or delay or otherwise interfere with the orderly and efficient conduct of the trial. Failure to abide by the advance procedures set forth herein and as may otherwise be required by the Court will be cause for the Court to disallow presentation of video testimony. The parties utilizing video testimony, with the Court's permission, are advised that due to the possibility of transmission and technical problems generally, there is a risk that such testimony by video may be frustrated or futile. That risk must be borne by the party seeking to use video testimony in lieu of live testimony. Any exhibits that counsel wish to present to the witness at the hearing shall be furnished to the witness and opposing counsel at least 1 week prior to the hearing to ensure the witness has them available at the hearing. Failure to so provide any such exhibits may result in the preclusion of the exhibits for use with the witness.

6. MEDIATION. If the parties have not already participated in mediation, at least thirty (30) days prior to trial, counsel shall confer and shall agree on a mediator for this case. Counsel and the parties shall make themselves available for mediation and shall make a good-faith effort to settle the case. Each party shall have a representative at the mediation who has full and complete authority to represent them and to settle the case, pursuant to W.R.C.P. 40(b)(2).

7. FINAL PRETRIAL/STATUS HEARING. A final pretrial conference and status hearing will be held in this matter on the ____ day of _____, 2015 at ____m. in the District Courtroom of the Teton County Courthouse, Jackson, Wyoming. One-half hour is set aside. The parties shall be present at the hearing along with their attorneys.

DATED the _____ day of _____, 2015.

Timothy C. Day
District Judge