In the Circuit Court of the Thirteenth Judicial Circuit

Hillsborough County, Florida

Circuit Civil Division

[p],

Plaintiff,

v. Case No. 13-CA-012795

Division C

[d],

Defendant.

/

**Order Continuing NON-Jury Trial and**

**setting new NON-jury trial**

THIS CASE came before the Court on the *ore tenus* motion to continue trial made by the parties. The Court having granted the motion, enters this order setting a new jury trial and pretrial conference and establishing and fixing certain dates and deadlines for various matters in advance of the rescheduled jury trial of this case.

On \_\_, 20\_\_, the Court rendered a Uniform Order Setting Cause for Trial and Pretrial (Non-Jury Trial)(“Order Setting Trial”). The Order Setting Trial established, among other matters, various deadlines for the completion of discovery, including expert discovery; the filing of certain dispositive and non-dispositive motions; and the scheduling and completion of hearings on the parties’ respective dispositive and non-dispositive motions. The Order Setting Trial further provides that “[a]ll motions other than motions in limine not heard **before** the pretrial conference shall be deemed abandoned.”

Based on the foregoing, it is ORDERED as follows:

1. The non-jury trial of this case is continued and reset for non-jury trial on **---day,** **\_\_, 20\_\_, commencing at 9:00 a.m.** in Courtroom 504.
2. Notwithstanding the continuance, unless specifically stated otherwise in this order, all dates and deadlines set forth in the Order Setting Trial shall remain fixed and the same, and nothing in this order shall constitute a continuance or extension of any such previously established date or deadline set forth in the prior order.
3. **MOTIONS**. Motions in limine must be filed not less than 30 days before the trial and must be scheduled for hearing and heard on or before \_\_, 20\_\_. Otherwise, such motions will be deemed abandoned. Objections raised in depositions expected to be introduced at trial must be filed with the Court 30 days prior to the trial and must be scheduled for hearing and heard on or before \_\_, 20\_\_. Otherwise, such objections will be deemed overruled.
4. **COUNSEL MEETING PRIOR TO TRIAL**. The attorneys for all parties are directed to meet together by agreement initiated by counsel for the Plaintiff, no later than 10 days before the trial, to accomplish the following:
   1. Mark all exhibits for identification.
   2. Prepare an exhibit list for the Clerk and Court (the actual exhibits and documentary evidence must be available for inspection at this time and each exhibit must be separately tagged or tabbed).
   3. Stipulate to the admission into evidence or list specific objections, if any, to each proposed exhibit.
   4. Stipulate as to any matter of fact and law about which there is no issue to avoid unnecessary proof.
   5. Review all depositions which are to be offered for any purpose other than impeachment to resolve objections to the portions to be offered in evidence.
   6. Discuss the possibility of settlement.
   7. Submit an itemized statement of special damages Plaintiff expects to prove.
   8. Discuss and complete any other matters which may simplify the issues or aid in the speedy disposition of this action, its pretrial conference and trial.
5. **COURT REPORTING**. No later than seven days before the trial, the parties must, if desired, secure the services of a court reporter for trial.
6. **Trial Procedures**. The Court will enter contemporaneously with this order an Order Identifying Procedures Applicable to Non-Jury Trials.

DONE AND ORDERED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

ELIZABETH G. RICE

Circuit Court Judge

*Conformed copies furnished to:*