

IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI  
AT INDEPENDENCE

5

	)	
	)	
PLAINTIFF,	)	
	)	Case No. _____
v.	)	
	)	DIVISION 5
	)	
	)	
DEFENDANT(S).	)	

**SCHEDULING ORDER**

Now on this \_\_\_\_\_ day of \_\_\_\_\_, 2012, the Court being fully advised, and pursuant to the agreement by counsel for the parties enters the following Scheduling Order:

Introduction

This Court, as well as the other judges of the 16<sup>th</sup> Judicial Circuit, are committed to the concept of case management. With that in mind, counsel is given great latitude in selecting their trial date. **Counsel should be aware that once this Scheduling Order is entered the trial date shall not be changed absent a showing of good cause based on exceptional circumstances. Counsel should carefully read this Scheduling Order upon its receipt.**

1. The above cause is Specially Set for trial on the week of \_\_\_\_\_. Parties were given input as to the trial date, thus the Court considers this to be the equivalent of a special setting and will not entertain a continuance motion absent a showing of undue hardship and good cause.
2. No later than \_\_\_\_\_, the parties will disclose to opposing counsel any and all reports or statements of experts made in connection with this case, including results of physical or mental examination and of scientific tests, experiments, or comparisons which either party intends to introduce into evidence at a pretrial hearing or trial. Any portions of any of the above listed items containing statements made by the defendant shall not be disclosed by the defendant. Disclosures shall be made pursuant to Missouri Supreme Court Rule 25.07.
3. Plaintiff filed a request for discovery on \_\_\_\_\_. The Defendant will reply in writing to plaintiff's request for discovery no later than \_\_\_\_\_.

4. Defendant filed a request for discovery on \_\_\_\_\_. The plaintiff will reply in writing to defendant's request for discovery no later than \_\_\_\_\_.
5. No later than \_\_\_\_\_, the parties will provide and disclose to opposing counsel the names and addresses of any and all experts which the parties intend to produce at a pretrial hearing or trial. Disclosure shall be made in writing and filed with the Court.
6. Any and all depositions shall be conducted and completed no later than \_\_\_\_\_. The Court recognizes that it is common practice for the plaintiff to produce witnesses for deposition as requested by the defendant. This practice allows the plaintiff input into the timing of the depositions so as to accommodate the witness. However, the ultimate responsibility of obtaining discovery depositions rests upon the party seeking discovery.
7. All discovery, including depositions, shall be completed by both parties on or before \_\_\_\_\_.
8. Defendant shall file any motions pertaining to the mental capacity of the defendant, including but not limited to, any issues or defenses available under Missouri Revised Statute Section 552 on or before \_\_\_\_\_.
9. Parties shall file any and all pretrial motions with the court, including but not limited to motions to suppress evidence, and serve same on opposing counsel no later than \_\_\_\_\_.
10. Any and all hearings for any pretrial motions shall be scheduled with the Court by the moving party on or before \_\_\_\_\_.
11. Parties shall provide the Court with proposed jury instructions on or before \_\_\_\_\_.
12. Miscellaneous orders:

**IT IS SO ORDERED.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
JUDGE JAMES F. KANATZAR

A copy of the foregoing was hand delivered/mailed/faxed to:

Attorney for Plaintiff:

Attorney for Defendant:

Arlinda Hopkins ([ahopkins@courts.mo.gov](mailto:ahopkins@courts.mo.gov))  
Clerk/ Judicial Administrative Assistant