

CAUSE NO. _____

PLAINTIFFS, V. DEFENDANTS.	§ § § § § § §	IN THE DISTRICT COURT OF _____ COUNTY, TEXAS 394TH JUDICIAL DISTRICT
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CIVIL CASE SCHEDULING ORDER (DISCOVERY LEVEL 2)

IT IS ORDERED that based on the information available to the Court, in the interest of efficient and timely disposition of this case, the following schedule shall apply unless later modified by further order of the Court:

_____ **DATE OF FILING OF ORIGINAL PETITION.**

_____ **DESIGNATION OF RESPONSIBLE THIRD-PARTIES.**
[90 days after date of filing]

_____ **JOINDER.** All parties must be added and served, whether by amendment or third party practice, by this date. THE PARTY CAUSING THE JOINDER SHALL PROVIDE A COPY OF THIS SCHEDULING ORDER TO THE ADDED PARTY AT THE TIME OF SERVICE.
[120 days after date of filing]

_____ **NOTICE OF INTENT TO DISMISS.** On this date, the Court intends to dismiss for want of prosecution under the Court’s inherent power for failure to diligently prosecute this case, all claims against any party for whom there is no proper service of citation, waiver of citation, ad litem appointed for missing defendants, or answer on file for each defendant.
[180 days after date of filing]

_____ **PLAINTIFFS’ EXPERT WITNESS DESIGNATION DEADLINE.**
[180 days after date of filing]

_____ **DEFENDANTS’ EXPERT WITNESS DESIGNATION DEADLINE.**
[21 days after Plaintiffs’ Deadline]

_____ **ALL PARTIES’ REBUTTAL EXPERT WITNESS DESIGNATION DEADLINE**
[14 days after Def. Deadline]

_____ [240 days after date of filing]

DISCOVERY REQUESTS. All discovery requests and deposition notices must be propounded by this date. Counsel may initiate discovery beyond this deadline by agreement. Incomplete discovery will not delay the trial date.

_____ [30 days after Discovery Requests]

DEPOSITION AND DISCOVERY DEADLINE. All noticed depositions shall be completed and discovery answered and supplemented by this date.

_____ [30 days after Discovery Deadline]

AFFIRMATIVE PLEADINGS. All amendments and supplements seeking affirmative relief or advancing defenses, must be filed by this date.

_____ [14 days after Aff. Pleadings]

RESPONSIVE PLEADINGS. Deadline for filing additional pleadings that do not seek additional affirmative relief, that are directly responsive to any timely filed affirmative pleadings by other parties.

_____ [14 days after Resp. Pleadings]

DISPOSITIVE MOTIONS. All dispositive motions, including summary judgment motions, must be filed on or before this date. Mediation process must be completed on or before this date.

PRETRIAL HEARING. All pending motions, including remaining dispositive motions shall be considered at this time. The hearing shall be set for 9:00 AM on the designated date, not to occur sooner than 21 days after Dispositive Motion deadline. This date shall be set by separate order of the Court.

_____ 30 days after Pretrial Hearing

MEDIATION DEADLINE. Mediation process must be completed on or before this date.

_____ 30 days after Pretrial Hearing

TRIAL READY. The Parties shall be prepared and ready for trial by this date. The parties shall exchange witness and exhibit lists by this date. Trial may be scheduled at any time on or after this date.

NOTICE OF INTENT TO DISMISS ON “TRIAL READY” DATE. THIS CASE WILL BE DISMISSED FOR WANT OF PROSECUTION under the Court’s inherent power for failure to diligently prosecute this case, if, prior to Trial Ready date, mediation is not completed.

_____ 14 days after Trial Ready date

OBJECTIONS. Deadline for filing objections to witnesses and exhibits.

PRETRIAL CONFERENCE. Parties shall be prepared to discuss all aspects of trial with the court on this date. All objections to witnesses and exhibits shall be considered at this time. The hearing shall be set for 9:00 AM on the designated date. This date shall be set by separate order of the Court.

14 days before Trial _____

SUBMISSION OF TRIAL INFORMATION. Electronic copies of all exhibits shall be produced to the Court, on a DVD. Digital Files should be labeled as, "Plaintiff John Doe Exh. No. 3," "Defendant Jane Smith Exh. No. 82," and so on. Where appropriate, proposed Jury Charges and Motions in Limine shall be submitted by this date.

TRIAL. Exact date of trial shall be set by separate order of the Court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the above-stated deadlines and limitations are in effect during the pendency of this suit. Any deadlines above that fall on a weekend or Texas or Federal holiday, shall carry forward to the next work day. These deadlines may be changed by Rule 11 agreement between counsel, with the exception of Pretrial Conference, Pretrial Hearing, Mediation Deadline, Trial Ready, Submission of Trial Information, and Trial, each of which requires Order of the Court. Rule 11 Agreements will not delay the Trial Ready date or Trial Date.

SIGNED this _____ day of _____, 2014.

JUDGE PRESIDING

APPROVED AND AGREED:

PLAINTIFFS:

DEFENDANTS:

Name:
Counsel for:

Name:
Counsel for:

Name:
Counsel for: