

CAUSE NO. 219-_____

v.

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IN THE DISTRICT COURT
219TH JUDICIAL DISTRICT
COLLIN COUNTY, TEXAS

BENCH TRIAL DISCOVERY CONTROL PLAN AND SCHEDULING ORDER
(Family)

The following was agreed by the parties and/or Ordered by the Court. Unless otherwise ordered, discovery in this case will be controlled by:

Rule 190.3 (Level 2)

Rule 190.4 (Level 3)

Date:	<p><u>BENCH TRIAL SETTING:</u> This matter is set for Trial Before the Court on this date at <input type="checkbox"/> 9:00 a.m. or <input type="checkbox"/> 1:30 p.m.</p> <p>Time required for Trial: Each side needs _____ hours per side. <i>(No more than 3 hours per side without leave of court)</i></p> <p>All Daubert/Dupont expert challenges must be filed at least ten (10) days before hearing/trial.</p>
Mediation Required	<p>MEDIATION REQUIRED. The parties and their attorney shall participate in person and attend mediation of the case on or before this date. Unless otherwise ordered by the Court, the parties shall select a mediator by agreement.</p> <p>The agreed mediator in this case is: _____</p> <p>Phone/Email: _____</p> <p><i>Tex. Gov't Code Ch. 36: If court-appointed, the mediator is approved for up to 8 hours at a fee of no more than \$3,000 to be paid by the parties. Any additional time/fees are by agreement of the parties and not subject to reporting by the court.</i></p>
30 days before trial	<p>DISPOSITIVE MOTIONS. All dispositive motions (summary judgment, plea to the jurisdiction, plea in abatement, etc.) must be filed at least thirty (30) days before trial.</p>
	<p>INTERVIEW OF CHILD IN CHAMBERS. <input type="checkbox"/> Requested <input type="checkbox"/> Not requested</p> <p>If requested, the child interview per 153.009 is set for the day of trial, after the child is released from school. Please arrange for the child to be brought to the courthouse by an adult who is not a party to the case. Contact the court coordinator before your trial date to ensure the child interview is properly scheduled on the Court's calendar. <i>(Unless the interview is scheduled on this order or is docketed with the court before the day of trial, it is waived.)</i></p>

IF THIS IS A LEVEL 3 CASE, also complete (a) – (f) below:

<p>_____</p> <p>(Date)</p>	<p>a. AMENDED PLEADINGS. Parties shall file with the Court and serve all other parties with any amended pleadings asserting new causes of action or defenses no later than this date.</p> <p>Responses to such Amended Pleadings, including any and all affirmative defenses and/or special exceptions may be filed within two (2) weeks after this deadline. No additional affirmative defenses, inferential rebuttal defenses, or any other defensive theories shall be pled after this date without prior leave of court based upon a showing of good cause or by written Rule 11 agreement of the parties.</p>
<p>_____</p> <p>(Date)</p>	<p>b. DISCOVERY DEADLINE. All discovery shall be completed by this date. Any motion to compel responses to discovery must be filed no later than 14 (fourteen) days after the discovery deadline or such complaint is waived, except for the sanction of exclusion under Rule 193.6.</p> <p>Discovery requests must be propounded in adequate time to allow a timely response by the deadline.</p>
<p>_____</p> <p>(Number of depositions per side)</p>	<p>c. LIMITS FOR DEPOSITIONS. The parties agree that each side may take this many depositions.</p>
<p>_____</p> <p>(Date)</p>	<p>d. EXPERT DESIGNATION DEADLINE OF PARTIES SEEKING AFFIRMATIVE RELIEF.</p>
<p>_____</p> <p>(Date)</p>	<p>e. EXPERT DESIGNATION DEADLINE OF PARTIES OPPOSING AFFIRMATIVE RELIEF</p>
<p>_____</p>	<p>f. OTHER TERMS:</p>

Signed and approved on: _____

Judge Jennifer Edgeworth

Petitioner’s Counsel or
Self-Represented Petitioner

Respondent’s Counsel or
Self-Represented Respondent