

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_

§ IN THE 145<sup>TH</sup> JUDICIAL

vs

§ DISTRICT COURT OF

\_\_\_\_\_

§ NACOGDOCHES COUNTY, TEXAS

**AGREED DOCKET CONTROL ORDER - LEVEL THREE**

1. \_\_\_\_\_ **NEW PARTIES** shall be joined and served by this date. The party causing the joinder shall provide a copy of this scheduling order to the new party at the time of service.

2. \_\_\_\_\_ **EXPERTS** for all plaintiffs shall be designated by this date. (at least 90 days before the end of the discovery period.) Experts for all other parties shall be designated within 30 days after this date.

Any party designating a testifying expert witness is **ORDERED** to provide to all other counsel no later than the dates set for such designation, the information set forth in Rule 194.2(f). An expert not designated prior to the ordered deadlines shall not be permitted to testify absent a showing of good cause.

3. \_\_\_\_\_ **DISCOVERY** is ordered to be completed by this date. Counsel may, by agreement, continue beyond this deadline.

4. \_\_\_\_\_ **MEDIATION** is ordered to be completed by this date. Discovery should be completed before mediation. A report shall be filed with the court within five business days of this date. Objections to mediation must be filed by \_\_\_\_\_.

All persons agree to participate in mediation with the following person to serve as mediator:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

If the parties cannot agree on a mediator, then any party desiring mediation shall file a motion for a mediator and contact the Court Coordinator to set a hearing date.

All parties shall attend and participate in mediation in good faith. Each party shall have an individual present with full settlement authority. Each party shall pay an equal share of the mediation cost.

5. \_\_\_\_\_ **AMENDED/SUPPLEMENTED PLEADINGS** deadline.
6. \_\_\_\_\_ **DEADLINE TO PROFFER DEPOSITION EXCERPTS.** All counsel shall proffer to opposing counsel ALL the excerpts of the depositions that you wish to offer at trial. Objections to the deposition excerpts will be heard **only** at the "Hearing on Pretrial Motions", and **not** at trial. This deadline must be far enough in advance of the pretrial hearing so that counsel can file their objections to the excerpts.
7. \_\_\_\_\_ **FINAL HEARING ON PRETRIAL MOTION(S).**  
 Time: \_\_\_\_\_ **All counsel must call the Court Administrator at least six (6) business days before the hearing to tell her what motions will be heard and how long it will take.** All Counsel are strongly encouraged to argue any **Robinson/Daubert** Motions no later than this date. All counsel shall provide the Court with proposed jury charges, preferably agreed ones. Motions in Limine will **not** be ruled upon after this date.
8. \_\_\_\_\_ at 8:00 a.m. **VOIR DIRE.** Prior to commencement of voir dire, parties are ordered to exchange the following and provide a copy to the Court:
- Exhibit lists
  - Labeled exhibits
  - Witness lists (inform Court at earliest opportunity of scheduling problems relating to witnesses)
  - Estimate of length of trial
  - Each side is to bring their proposed charge on a disc in **Microsoft Word or Word Perfect format**
9. \_\_\_\_\_ at 1:30 p.m. **JURY TRIAL (Evidence Begins).** (*Jury demand and fee must be timely filed and paid.*)
10. Should the need arise to change any deadline date in this Order, counsel are strongly encouraged to change such date by agreement rather than burdening the Court. **However, if this case has already had two prior trial dates, counsel will need to obtain the Court's permission to set a third trial setting.** Should such change be made, all counsel must complete and sign a new Docket Control Order and present same to the Court for its signature.

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
 JUDGE PRESIDING

AGREED BY COUNSEL AND PRO SE PARTIES:

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(Signature)

Printed Name: \_\_\_\_\_

State Bar No. \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Telephone: \_\_\_\_\_

Facsimile: \_\_\_\_\_

Email: \_\_\_\_\_

Attorney for: \_\_\_\_\_

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(Signature)

Printed Name: \_\_\_\_\_

State Bar No.: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Telephone: \_\_\_\_\_

Facsimile: \_\_\_\_\_

Email: \_\_\_\_\_

Attorney for: \_\_\_\_\_

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(Signature)

Printed Name: \_\_\_\_\_

State Bar No. \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Telephone: \_\_\_\_\_

Facsimile: \_\_\_\_\_

Email: \_\_\_\_\_

Attorney for: \_\_\_\_\_

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(Signature)

Printed Name: \_\_\_\_\_

State Bar No.: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Telephone: \_\_\_\_\_

Facsimile: \_\_\_\_\_

Email: \_\_\_\_\_

Attorney for: \_\_\_\_\_

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Pro Se Party (Signature)

Printed Name: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, Zip \_\_\_\_\_

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_