

INITIAL SCHEDULING ORDER

STATE OF MICHIGAN
6th JUDICIAL CIRCUIT COURT
1200 N. TELEGRAPH ROAD
PONTIAC, MICHIGAN 48341

SO-07-2024-206907-CZ

WALLACE, WHITNEY, ,

V DAVIS, TONY, ,

IT IS ORDERED THAT:

- A PARTY THAT FILES A COMPLAINT, COUNTERCLAIM, CROSS-CLAIM, OR THIRD-PARTY COMPLAINT MUST SERVE ITS INITIAL DISCLOSURES WITHIN 14 DAYS AFTER ANY OPPOSING PARTY FILES AN ANSWER TO THAT PLEADING. A PARTY ANSWERING A COMPLAINT, COUNTERCLAIM, CROSS-CLAIM, OR THIRD-PARTY'S COMPLAINT MUST SERVE ITS INITIAL DISCLOSURES WITHIN THE LATER OF 14 DAYS AFTER THE OPPOSING PARTY'S DISCLOSURES ARE DUE OR 28 DAYS AFTER THE PARTY FILES ITS ANSWER. A PARTY SERVING DISCLOSURES NEED ONLY SERVE PARTIES THAT HAVE APPEARED. THE PARTY MUST SERVE LATER-APPEARING PARTIES WITHIN 14 DAYS. PER MCR 2.302(A)(5)(b).
- ALL PARTIES SHALL NAME THEIR EXPERTS BY 10/17/2024.
- WITHIN 14 DAYS OF THIS ORDER, THE PARTIES SHALL NOTIFY THE COURT OF THE SELECTED FACILITATOR BY FILING A PROPOSED STIPULATED ORDER. IF THE PARTIES ARE UNABLE TO AGREE ON A FACILITATOR, THE COURT WILL APPOINT ONE PURSUANT TO MCR 2.411(B)(2). FACILITATIVE MEDIATION MUST BE COMPLETED NO LATER THAN 60 DAYS PRIOR TO THE SCHEDULED TRIAL DATE. FAILURE TO COMPLY WITH THIS PROVISION MAY RESULT IN AN ORDER TO SHOW CAUSE TO ISSUE.
- EACH PARTY SHALL SUBMIT ITS WITNESS LIST AND A LIST OF PROPOSED EXHIBITS TO OPPOSING COUNSEL AND THE COURT BY 10/17/2024.
- ALL DISPOSITIVE MOTIONS SHALL BE FILED BY 12/16/2024; OTHERWISE, SUCH MOTIONS WILL BE DEEMED WAIVED.
- MOTIONS IN LIMINE SHALL BE HEARD NO LATER THAN 30 DAYS PRIOR TO THE SCHEDULED TRIAL DATE.
- DISCOVERY SHALL BE COMPLETED BY 11/15/2024. ANY DISCOVERY ISSUE REGARDING ELECTRONICALLY STORED INFORMATION IS GOVERNED BY MCR 2.401(B)(2)(c) AND MUST BE BROUGHT TO THE COURT'S ATTENTION NO LATER THAN 90 DAYS BEFORE THE CLOSE OF DISCOVERY; OTHERWISE, THOSE DISCOVERY ISSUES WILL BE DEEMED WAIVED.
- THIS CASE IS SET FOR TRIAL ON 04/04/2025, AT 8:30 A.M.
- ALL DEPOSITIONS TO BE USED AT TRIAL SHALL BE PURGED NOT LATER THAN TWO WEEKS BEFORE THE TRIAL OR THE OBJECTIONS SHALL BE DEEMED WAIVED.
- IN JURY CASES, PROPOSED JURY INSTRUCTIONS SHALL BE SUBMITTED IN WRITING TO THE COURT NOT LESS THAN 7 DAYS PRIOR TO THE SCHEDULED TRIAL DATE. IN NON-JURY CASES, TRIAL BRIEFS SHALL BE SUBMITTED ONE WEEK BEFORE THE TRIAL DATE.
- THE APPEARANCE OF COUNSEL UPON A PLEADING SHALL BE DEEMED TO BE THE APPEARANCE OF EVERY MEMBER OF HIS/HER LAW FIRM. ADJOURNMENTS OF CASE EVALUATION OR TRIAL MUST BE REQUESTED BY MOTION. ANY ADJOURNMENTS AFTER THE FIRST REQUEST SHALL REQUIRE THE SIGNATURES OF THE LITIGANTS.
- OBJECTIONS TO THIS SCHEDULE MUST BE MADE WITHIN 14 DAYS OF THE DATE OF THIS ORDER OR THEY ARE DEEMED WAIVED. OBJECTIONS SHALL BE ACCOMPANIED BY A GOOD CAUSE SHOWING AND A PROPOSED ALTERNATIVE SCHEDULING ORDER AGREED TO BY ALL THE PARTIES.

DATE: 06/29/2024

/s/NANCI J. GRANT
NANCI J. GRANT
CIRCUIT JUDGE

ANY QUESTIONS CONCERNING THIS ORDER SHOULD BE DIRECTED TO THE ASSIGNED JUDGE'S CLERK. JUDICIAL PROTOCOLS ARE AVAILABLE AT [HTTPS://WWW.OAKGOV.COM/COURTS/CIRCUIT/JUDGES](https://www.oakgov.com/courts/circuit/judges)

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