IN THE STATE COURT OF LOWNDES COUNTY, GEORGIA

PRE-TRIAL CONFERENCE CALENDAR

NOTICE

All counsel and all *pro se* parties are advised that pretrial conferences on the within listed cases will be held at the Lowndes County Judicial Complex, 327 N. Ashley Street, Valdosta, Georgia 31602, Fourth Floor, Courtroom 4B, on the following date:

Attention is directed to Uniform Superior Court Rule (hereinafter, "U.R.") 7.1, 7.2 and 14 and the same are incorporated herein by reference. No matter shall be placed on the jury trial calendar or non-jury trial calendar without a pretrial order being filed therein in accordance with U.R. 7.2 and this notice, unless otherwise ordered by this Court.

UNLESS OTHERWISE NOTIFIED BY THE COURT IN WRITING, ALL COUNSEL AND ALL *PRO SE* PARTIES IN ANY JURY OR NON-JURY TRIAL MATTER SHALL BE PRESENT AND ATTEND THE SCHEDULED PRE-TRIAL CONFERENCE. COUNSEL AND *PRO SE* PARTIES WHO FAIL TO APPEAR AS REQUIRED SHALL BE SUBJECT TO SANCTIONS PROVIDED IN U.R. 7.1.

The Court directs that counsel for both parties or any *pro se* party shall confer at their earliest convenience to refine the issues, arrive at all possible stipulations, exhibit and exchange documentary evidence, and furnish each other a written statement of their contentions.

JURY TRIAL CASES

After so conferring, counsel for the plaintiff or the pro se plaintiff in any jury trial matter shall prepare a pre-trial order which is in compliance with U.R. 7.2 as is applicable to the particular type of case and present such proposed pre-trial order to the Court in duplicate at the pretrial conference. The proposed pre-trial order shall state:

(1a) The type of case (personal injury, property damage, etc.);
(4a) Whether counsel or pro se party will agree to waive jury trial, agree to trial by a six person jury, proceed with a lesser number of jurors than selected should any of them be unable to complete the trial for any reason;
(6a) Plaintiff's contentions of applicable law;
(7a) Defendant's contentions of applicable law;
(8a) Issues of law;
(13a) Facts established by pleadings;
(14c) Documents to be admitted into evidence without objection; and
(16a) A statement of other ordinances and statutes applicable.

All objections to testimony on file with the Court shall be called to the Court's attention at the time the proposed pre-trial order is submitted or shall be considered waived; objections to depositions taken after the time of the submission of the pre-trial order shall be called to the Court's attention and disposed of prior to trial week or shall be considered waived. No exhibit will be admitted unless submitted to and initialed by opposing counsel, and numbered prior to the selection of the jury. Any person not listed under the "will have present" or the "may have present" witness list in the pre-trial order shall not be allowed to testify.

The parties shall jointly prepare a proposed verdict form and submit the same to the court at the time of the pre-trial conference; if the parties are unable to agree on a form, each party shall submit a separate proposed form to the Court. A copy of all proposed Requests to Charge shall be e-mailed to the Court at bcarter@lowndescounty.com at the time of or prior to the submission of the proposed pre-trial order. The original Requests need not be filed nor copy furnished to opposing counsel until commencement of the trial. (U.R. 10.3)

If no defensive pleadings have been filed and the case is in default, plaintiff's counsel or the pro se plaintiff shall bring a proposed default judgment to said conference. If the case is in default and the claim is *ex delicto* or based upon an unliquidated claim, plaintiff's counsel or the pro se plaintiff shall present evidence at said conference on the issue of damages and present a proposed judgment therefor to the Court at said conference.

If the case is to be dismissed, dismissal must be filed with the Clerk and written notification made to the judge's office prior to the pretrial conference. Otherwise, written dismissal must be provided at the pre-trial conference.

NON-JURY TRIAL CASES OR MAGISTRATE COURT APPEALS

The Court directs that counsel for both parties or any *pro se* party shall confer at their earliest convenience to refine the issues, arrive at all possible stipulations, exhibit and exchange documentary evidence, and furnish each other a written statement of their contentions.

After so conferring, counsel for the plaintiff or the pro se plaintiff (or the appellant in a Magistrate Court appeal) shall prepare a written pre-trial statement applicable to the particular type of case and present such proposed written pre-trial statement to the Court in duplicate at the pretrial conference. The proposed written pre-trial statement shall state:

(1) The type of case (contract dispute, appeal from Magistrate Court, etc);
(2) That each counsel or pro se party agrees to waive trial by jury;
(3) Plaintiff's contentions of applicable law;
(4) Defendant's contentions of applicable law;
(5) Issues of law;
(6) Facts established by pleadings;
(7) Documents to be admitted into evidence without objection;
(8) A statement of other ordinances and statutes applicable;
(9) The time estimated to try the case; and
(10) Whether the presence of a court reporter is needed.

If no defensive pleadings have been filed and the case is in default, plaintiff's counsel or the pro se plaintiff shall bring a proposed default judgment to said conference. If the case is in default and the claim is *ex delicto* or based upon an unliquidated claim, plaintiff's counsel or the pro se plaintiff shall present evidence at said conference on the issue of damages.

If the case is to be dismissed, dismissal must be filed with the Clerk and written notification made to the judge's office prior to the pretrial conference. Otherwise, written dismissal must be provided at the pre-trial conference.

SO ORDERED this _____ day of _____, 20 _____.

_____
HON. JOHN K. EDWARDS, JR., JUDGE
STATE COURT OF LOWNDES COUNTY

Calendar prepared by:

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IN THE STATE COURT OF LOWNDES COUNTY, GEORGIA

CIVIL PRE-TRIAL CONFERENCE CALENDAR

JANUARY TERM, 2011

HON. JOHN K. EDWARDS, JR., PRESIDING

PRE-TRIAL CONFERENCES..... Monday, March 28, 2011
Lowndes County Judicial Complex
State Court Jury Courtroom (4B - 4th Floor)

JURY TRIALS..... Monday, April 18-22, 2011
Lowndes County Judicial Complex
State Court Jury Courtroom (4B - 4th Floor)

**NON-JURY TRIALS..... Thursday, March 31, 2011
Lowndes County Judicial Complex
State Court Jury Courtroom (4B - 4th Floor)

NOTE: UNLESS OTHERWISE NOTIFIED BY THE COURT IN WRITING, ALL COUNSEL AND ALL *PRO SE* PARTIES IN ANY JURY OR NON-JURY TRIAL MATTER SHALL BE PRESENT AND ATTEND THE SCHEDULED PRE-TRIAL CONFERENCE. COUNSEL AND *PRO SE* PARTIES WHO FAIL TO APPEAR AS REQUIRED SHALL BE SUBJECT TO SANCTIONS PROVIDED IN U.S.C.R. 7.1. ANY CASES NOT MEDIATED (UNLESS PREVIOUSLY EXEMPTED FROM MEDIATION) WILL NOT BE TRIED DURING THESE TRIAL DATES.

TIME	CASE NUMBER	CASE	ATTORNEY

** 9:30 a.m.