

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS

\_\_\_\_\_ DIVISION

_____	*	
Plaintiff(s)	*	
	*	
VS.	*	Civil Action No. _____
	*	
_____	*	
Defendant(s)	*	
	*	

**JOINT FINAL PRE-TRIAL ORDER**

This cause came before the court at a pre-trial management conference held on \_\_\_\_\_, 20\_\_ , pursuant to Local Rule CV-16 and Rule 16 of the Federal Rules of Civil Procedure.

A. COUNSEL FOR THE PARTIES

Plaintiff(s):

Defendant(s):

B. STATEMENT OF JURISDICTION

(e.g., "Jurisdiction in this case is based on diversity of citizenship under Title 28 U.S.C. § 1332"; "Jurisdiction in this case is based on Title 28 U.S.C. § 1331 in that the plaintiff brings this action under Title 46 U.S.C. § 688, the Jones Act")

Jurisdiction is (not) disputed.

C. NATURE OF ACTION

(e.g., "This is a products liability case wherein the plaintiff

seeks damages for personal injuries sustained when he fell from the driver's seat of a forklift. The plaintiff contends that the forklift was defectively designed and manufactured by the defendant and that the defects were a producing cause of his injuries and damages.")

D. CONTENTIONS OF THE PARTIES

(Note: The contentions of each party on those claims and issues approved for trial at the management conference shall be succinctly stated in a form suitable to be read to the jury.)

E. STIPULATIONS AND UNCONTESTED FACTS

F. CONTESTED ISSUES OF FACT AND LAW

G. LIST OF WITNESSES

(Note: Each party shall set forth a separate list of witnesses who (1) will be called to testify at trial; (2) may be called to testify at trial, and (3) may be presented by deposition testimony at trial. Those portions of the depositions that may be offered into evidence at trial shall be listed by page and line number.

H. LIST OF EXHIBITS

(Note: Each party shall set forth a separate list of numbered exhibits, separately identifying those exhibits which the party expects to offer and those which the party may offer if the need arises, including exhibits to be used solely for impeachment, with a description of each containing sufficient information to identify the exhibits.

I. LIST OF ANY PENDING MOTIONS

J. PROBABLE LENGTH OF TRIAL

The probable length of trial is \_\_\_\_ days.

K. MANAGEMENT CONFERENCE LIMITATIONS

(Note: The parties shall set forth any limitations agreed upon or ordered by the court at or after the management conference set forth in Local Rule CV-16 such as a time limit on the length of trial, limitations on the number of experts a party may call, limitations on the length of video depositions, the use of deposition summaries, etc.)

L. CERTIFICATIONS

The undersigned counsel for each of the parties in this action do hereby certify and acknowledge the following:

- (1) Full and complete disclosure has been made in accordance with the Federal Rules of Civil Procedure and the Court's orders;
- (2) Discovery limitations set forth in the Federal Rules of Civil Procedure, the Local Rules, and the Court's orders have been complied with and not altered by agreement or otherwise;
- (3) Each exhibit in the List of Exhibits herein:
  - (a) is in existence;
  - (b) is numbered; and
  - (c) has been disclosed and shown to opposing counsel.

Approved as to form and substance:

\_\_\_\_\_  
Attorneys for Plaintiff(s)

\_\_\_\_\_  
Attorneys for Defendant(s)

(Note: Each attorney of record shall personally sign and certify to the pre-trial order. The signature of one attorney for another "by permission" will not be accepted by the court.)

This Joint Pre-Trial Order is hereby approved this the \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
United States District Judge

(Note: Where additional parties are joined or intervene pursuant to Rules 14, 19 and 24 of the Federal Rules of Civil Procedure, the style of the case and the various sections of the pre-trial order should be modified to reflect the additional parties and information pertaining to them.)