

IN THE COMMON PLEAS COURT OF MONTGOMERY COUNTY, OHIO

MIAMI TOWNSHIP BOARD OF TRUSTEES,

CASE NO. 2019 CV 05444

Plaintiff,

JUDGE RICHARD S. SKELTON

-VS-

DARREN POWLETTE, et al.,

AMENDED FINAL PRETRIAL ORDER

Defendants.

Pursuant to the pretrial scheduling conference held in this case, it is hereby ORDERED that the following deadline dates be established. Terms, conditions, and requirements regarding the established deadlines are set forth in Rule 2.07 of the Local Rules of Practice and Procedures for the General Division of the Montgomery County Common Pleas Court.

DISCOVERY DEADLINES:

March 05, 2021

INITIAL DISCLOSURES UNDER Civ.R. 26
(IDU)

March 22, 2021 LAY WITNESS
DISCLOSURE (LWD)

May 19, 2021 PLAINTIFF(S) DISCLOSURE
OF EXPERTS' (PDE)

June 01, 2021 DEFENDANT(S)
DISCLOSURE OF EXPERTS (DDE)

May 04, 2021 DEADLINE FOR MOTIONS
TO AMEND PLEADINGS (DMA)

May 19, 2021 DEADLINE TO REQUEST
MEDIATION THROUGH THE COURT
MEDIATION PROGRAM (DRM)

March 01, 2021 DEADLINE TO FILE
MOTION TO ADD NECESSARY PARTY
(FDNP)

May 19, 2021 PLAINTIFF'S DISCLOSURE
OF EXPERT REPORTS (PDR)

June 01, 2021 DEFENDANT'S
DISCLOSURE OF EXPERT REPORTS
(DDR)

May 17, 2021 COMPLETION OF ALL
DISCOVERY (COD)

MOTIONS FOR SUMMARY

JUDGMENT:

March 08, 2021 FILING DEADLINE (SJ)

RESPONSE FILED WITHIN 28 DAYS OF
MOVANT'S FILING

MOVANT'S REPLIES FILED WITHIN 7
DAYS OF RESPONDENT'S FILING

TRIAL MATERIALS EXCHANGE:

May 13, 2021 DEADLINE FOR TRIAL
MATERIALS EXCHANGE (DTME)

May 20, 2021 DEADLINE FOR
OBJECTIONS TO TRIAL
MATERIALS (DOTM)

May 24, 2021 DEADLINE FOR EFILING
SEPARATE PRETRIAL STATEMENTS
(ST)

May 13, 2021 DEADLINE FOR FILING
DAUBERT CHALLENGES (DC)

**PERPETUATION OF TRIAL
TESTIMONY:**

June 01, 2021 PLAINTIFF(S) DEADLINE
FOR TAKING OF PERPETUATION
DEPOSITIONS (PDPD)

June 07, 2021 DEFENDANT(S) DEADLINE
FOR TAKING OF PERPETUATION
DEPOSITIONS (DDPD)

June 09, 2021 DEADLINE FOR FILING OF
PERPETUATION DEPOSITIONS IS
THREE WORKING DAYS PRIOR TO
TRIAL (DPD)

**June 4, 2021 DEADLINE TO FILE
MOTIONS IN LIMINE AND PROPOSED
JURY INSTRUCTIONS (DMLP)**

**May 27, 2021 AT 8:50 a.m. FINAL
PRETRIAL CONFERENCE BY
TELEPHONE (FP)
PLEASE CALL 877-820-7831 AND
ENTER CODE 398365 TO JOIN THE
CONFERENCE.**

**June 14, 2021 AT 8:30 a.m. BENCH
TRIAL (CT)**

IT IS FURTHER ORDERED as follows:

Pursuant to Rule 2.05 of this Court, and unless otherwise specifically designated in this Final Pretrial Order, or unless otherwise ordered by the Court, responses to all motions filed must be filed within 14 days of the Movant's filing, and Movant's replies filed within 7 days of Respondent's filing.

Pursuant to Civil Rule 16, before a party moves for an order relating to discovery, the movant must request a conference with the Court.

FINAL PRETRIAL CONFERENCE

This case is scheduled for final telephone pretrial conference on **May 27, 2021 at 8:50 a.m.**

PLEASE CALL 877-820-7831 AND ENTER CODE 398365 TO JOIN THE CONFERENCE.

THE FINAL PRETRIAL CONFERENCE MUST BE ATTENDED BY AT LEAST ONE ATTORNEY WHO WILL CONDUCT THE TRIAL FOR EACH PARTY AND BY ANY UNREPRESENTED PARTY. SEE CIV.R. 16. FAILURE TO APPEAR AT THE FINAL PRETRIAL CONFERENCE OR TRIAL WILL RESULT IN DISMISSAL OF THE ABSENT PARTIES' CLAIMS FOR FAILURE TO PROSECUTE UNDER CIVIL RULE 41(B)(1), OR, IF APPROPRIATE, THE CASE WILL PROCEED WITHOUT THE ABSENT PARTY OR COUNSEL. COUNSEL AND/OR PARTIES WHO FAIL TO APPEAR MAY ALSO BE SUBJECT TO OTHER APPROPRIATE SANCTIONS.

TRIAL DATE

This case is scheduled for a bench trial for the week of **June 14, 2021 at 8:30 a.m.** on a specific date determined by the Court.

The parties will note the Court will not be in session on Thursday morning of the week set for trial due to the fact the Court has matters pertaining to its criminal docket which will be taken care of at that time. However, if the week this case is set for trial is a priority week, your case may be assigned to the Visiting Judge for trial, and your case would be in session Thursday morning. Accordingly, before you schedule witnesses, please check with the bailiff as to whether your assignment will require you to be in session Thursday morning.

SO ORDERED:

JUDGE RICHARD S. SKELTON

This document is electronically filed by using the Clerk of Courts e-Filing system. The system will post a record of the filing to the e-Filing account "Notifications" tab of the following case participants:

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General Division
Montgomery County Common Pleas Court
41 N. Perry Street, Dayton, Ohio 45422

Case Number:
2019 CV 05444

Case Title:
MIAMI TOWNSHIP BOARD OF TRUSTEES vs DARREN
POWLETTE

Type:
Amended Final Pretrial Order

So Ordered,