

IN THE CIRCUIT COURT
FOR THE FIFTH JUDICIAL CIRCUIT OF ILLINOIS
VERMILION COUNTY, DANVILLE, ILLINOIS

Plaintiff,
vs. _____ } Case No. _____
Defendant.

Plaintiff's Attorney _____

Defendant's Attorney _____

CASE MANAGEMENT ORDER

Pursuant to Supreme Court Rule 218(c), all parties are ordered to disclose opinion witnesses and complete discovery in compliance with the following schedule:

1. WRITTEN DISCOVERY:

- (a) Shall be propounded by all parties by _____, 20____.
- (b) Shall be fully answered by all parties by _____, 20____.

2. DEPOSITIONS and DISCLOSURES:

- (a) The plaintiff(s) shall respond to Rule 213 (f) & (g) interrogatories by _____, 20 ____
- (b) Depositions of plaintiff's(s) opinion witnesses shall be completed by _____, 20 ____
- (c) Defendant(s) shall respond to Rule 213 (f) & (g) interrogatories by _____, 20 ____
- (d) Depositions of defendant's(s) opinion witnesses shall be completed by _____, 20 ____
- (e) Third-party defendant(s) shall respond to Rule 213 (f) & (g) interrogatories by _____, 20 ____
- (f) Depositions of the third-party defendant's(s) opinion witnesses shall be completed by: _____, 20 ____

3. AMENDMENTS to pleadings shall be filed by _____, 20 ____

4. DISPOSITIVE MOTIONS shall be filed and set for hearing by _____, 20 ____

5. PRETRIAL DISCOVERY, including all rebuttal discovery, shall be completed by: _____, 20 ____

IT IS FURTHER ORDERED:

1. FURTHER CONFERENCE: A further Case Management Conference shall be held on _____, 20____, at _____ .M. Counsel responsible for trial of the case and pro se parties must appear.

2. SETTLEMENT CONFERENCE: A Settlement Conference shall be held _____, 20____, at _____ .M. Parties must negotiate in good faith prior to the conference. All counsel must appear with their clients (in person or available by phone) with final settlement authority.

3. FINAL CONFERENCE: A Final Case Management Conference shall be held _____, 20____, at _____ .M. Counsel responsible for the trial of the case and pro se parties must appear. At the Final Case Management Conference:

- (a) All motions, including motions to continue and motions in limine, are ordered filed and heard. Thereafter, the Court will only hear matters unknown to counsel at the time of final conference that could not have been discovered with reasonable diligence and supported by the affidavit of counsel.
- (b) Each counsel shall present a Trial Memorandum and list of the names and addresses of witnesses.
- (c) Each counsel shall present a numbered list of exhibits to be offered.
- (d) Each counsel shall present a list stating the IPI number of jury instructions to be tendered. Non-IPI, modified IPI, issues and damages instructions shall be drafted and presented.
- (e) Each counsel shall present trial briefs for known contested issues.
- (f) Each counsel intending to offer an evidence deposition shall mark the objections and meet opposing counsel prior to the Final Case Management Conference to attempt to resolve as many objections as possible. The Court shall rule on all remaining objections at the Final Conference.

4. TRIAL DATE: Jury/Bench Trial shall commence on _____, 20 ____ at 9:00 A.M., _____ on call. Estimated length of trial is _____ days. The nature of the case is: _____

5. OPINION WITNESS DISCLOSURE: Disclosure of opinion witnesses and the substance of their opinions shall be initiated by an opponent’s written interrogatory, as prescribed by Rule 213(f) and (g). Supplementation of all opinion witnesses is required as prescribed by Rule 213(i). Each party is required to disclose all opinion witnesses, including parties and opinion witnesses of the opponent if intended to be called, whether or not requested by written interrogatory, pursuant to Rule 218(c). Opinion witnesses may be barred at trial if not disclosed pursuant to these Rules. Disclosure of an opinion witness by one party does not permit use of the witness by the other unless also disclosed by the party seeking to call him/her. After expiration of the discovery completion date (Page - 1, paragraphs 1 & 2), a party may not supplement its discovery response to add witnesses or change opinions or bases therefor, except by leave of court for good cause shown.

6. OPINION WITNESS TESTIMONY AT TRIAL: Testimony of opinion witnesses at trial may not go beyond the fair scope of opinions and bases therefor disclosed in discovery. If a party is dismissed before trial, another party may call the absent party’s opinion witnesses at trial, subject to the foregoing scope of testimony limitations.

7. DUTY TO SUPPLEMENT: Each party has an ongoing duty to supplement responses to post-discovery requests whenever new or additional information becomes known. Rules 213 (i) and 214.

8. DISCOVERY DILIGENCE AND SANCTIONS: Discovery shall be initiated so that it can be complete by the dates specified in this Case Management Order. Rule 210 (f) provides that trial shall not be delayed to permit discovery unless due diligence is shown. Compliance with Supreme Court Rule 201 (k) will be strictly enforced. Unreasonable failure to comply with Supreme Court Rules or this Case Management Order subject a party to those remedies prescribed in Supreme Court Rule 219.

9. SUMMARY JUDGMENT: Motions for Summary Judgment shall be filed not later than 42 days prior to commencement of trial and immediately placed on the court’s calendar for hearing. Any response, including counter affidavits, shall be filed not later than seven (7) days before the hearing on the Motion for Summary Judgment.

10. CONTINUANCE MOTIONS: No motion for continuance of trial or summary judgment hearing shall be allowed for other than good cause shown. Continuance motions must comply with Supreme Court Rule 191 and Rule 231.

11. EVIDENCE DEPOSITIONS: Notices for evidence depositions shall be served at least twenty eight (28) days prior to commencement of trial.

12. TRIAL NOTICES: Supreme Court Rule 237 (b) notices to appear and produce at trial shall be served at least twenty eight (28) days prior to commencement of trial.

13. OTHER ACTION TAKEN BY COURT:

(Date)

ENTER:

(JUDGE)