

CAUSE NO. \_\_\_\_\_

\_\_\_\_\_ §           **IN THE JUDICIAL DISTRICT COURT**  
**VS**                   §           **OF GALVESTON COUNTY, TEXAS**  
\_\_\_\_\_ §           **122ND DISTRICT COURT**

**DISCOVERY AND DOCKET CONTROL ORDER**

1. \_\_\_\_\_ **New Parties** shall be joined and served by this date.
2. \_\_\_\_\_ **EXPERTS** for all Plaintiffs shall be designated by this date.
3. \_\_\_\_\_ **EXPERTS** for all **OTHER PARTIES** shall be designated by this date (30 days after date Plaintiff's experts are ordered to be designated).

Any party designating a testifying expert witness is **ORDERED** to provide no later than the dates set for such designation, the information set forth in Rule 194.2(f) and a written report prepared by the expert setting out the substance of the experts opinions.

An expert not designated prior to the ordered deadlines shall not be permitted to testify absent a showing of good cause.

4. \_\_\_\_\_ **DISCOVERY** deadlines controlled by designation of case. Counsel may by written agreement continue discovery beyond this deadline. Such continued discovery, however, will not delay the trial date without the Court's approval.

\_\_\_\_\_ Level One-(Rule 190.2) Discovery shall be completed 30 days before the date set for trial.

No. of hours per side for oral depositions: \_\_\_\_\_

No. of written interrogatories that maybe served by any party on another party:

\_\_\_\_\_ (Excluding interrogatories asking a party to identify or authenticate specified documents).

\_\_\_\_\_ Level Two-(Rule 190.3) Discovery shall be completed the earlier of 30 days before the date set for trial or 9 months after the date of the first oral deposition of the due date of the first response to written discovery.

\_\_\_\_\_ Level Three-(Rule 190.4) Discovery shall be completed by this date.

No. of hours per side for oral depositions: \_\_\_\_\_

No. of written interrogatories that maybe served by any party on another party:

\_\_\_\_\_ (Excluding interrogatories asking a party to identify or authenticate specified documents).

5. \_\_\_\_\_ Pleadings must be amended or supplemented by this date, except by written agreement of all parties.

6. \_\_\_\_\_ Mediation shall be completed by this date. **Mediators report to be filed within ten days after this date.** Objections to mediation must be filed within thirty days of this date.

All parties agree to participate in mediation with the following person to serve as mediator:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Fax No.: \_\_\_\_\_

7. \_\_\_\_\_ **DEADLINE TO FILE ALL MOTIONS, except Motions in Limine, AND FOR MOVANT TO SECURE DATES AND TIMES FOR HEARINGS. NO HEARINGS WILL BE SET UNTIL A MOTION AND ORDER SETTING HEARING ARE ON FILE WITH THE CLERK. This includes motions to exclude expert testimony and any other challenges to expert testimony. (Six weeks prior to pre-trial)**

8. \_\_\_\_\_ at \_\_\_\_\_ .M. Pre-Trial Conference set. **Court will only hear announcement of parties and motions to continue at this setting. Failure to appear will be grounds for dismissal for want of prosecution.**

9. \_\_\_\_\_ at \_\_\_\_\_ . M. Trial by Jury is set for two-week docket commencing on this date. **Prior to commencement of voir dire parties are ordered to exchange the following and discuss what the parties will agree to and what issues are contested:**

- \_\_\_\_\_ Proposed jury instructions and questions
- \_\_\_\_\_ Motion in Limine
- \_\_\_\_\_ Exhibit list
- \_\_\_\_\_ Labeled and numbered exhibits
- \_\_\_\_\_ Witness lists (inform court at earliest opportunity of scheduling problems relating to witnesses)

10. \_\_\_\_\_ at \_\_\_\_\_ .m. Trial before Court is set.

Proposed Findings of Fact and Conclusions of Law to be exchanged prior to trial date.

**Written notice must be given to the Court of any changes in this DCO. This includes settlement, Rule 11 Agreements, cancellation of hearings, etc.**

SIGNED on \_\_\_\_\_, 2\_\_\_\_\_.

\_\_\_\_\_  
JOHN ELLISOR, JUDGE  
122ND JUDICIAL DISTRICT COURT

SIGNED by Counsel and/or Pro Se parties:

\_\_\_\_\_  
\_\_\_\_\_  
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