

**IN THE CIRCUIT COURT OF THE
TENTH JUDICIAL CIRCUIT IN
AND FOR POLK COUNTY, FLORIDA**

CASE NO:

SECTION:

IN RE: THE MARRIAGE OF:

>>>

Husband,

-and-

>>>

Wife.

ORDER SETTING NON-JURY TRIAL

THIS CAUSE came before the Court on >>>> for Case Management Conference. The >>, >>>, having been represented by counsel of record, >>>>> the >>, >>, having been represented by counsel of record, >>, Esquire. The Court, finding that the case is at issue and ready to be set for Trial, hereby **ORDERS** as follows:

1. **TRIAL.** This case is hereby set for Non-Jury Trial on >> **the >>> day of >>>, 20>>, beginning at >> a.m./p.m. and continuing until >>> a.m./p.m.**, before the Honorable >>>, Circuit Judge, at the Polk County Courthouse, 255 North Broadway Avenue, Bartow, Florida 33830, in **Hearing Room >>>, >>> Elevators, >> Floor.**
2. The deadlines for disclosure of witness and exhibit lists and for completion of discovery are as follows:
 - a. **EXPERT WITNESS DISCLOSURE.** Each party shall file and exchange their final Expert Witness List at least forty-five (45) days prior to the non-jury trial, specifically on or before >>>>>, **20>>**. Failure to timely comply with the above, without good cause, shall result in the exclusion of said witness at Trial.
 - b. **WITNESS DISCLOSURE.** Each party shall file and exchange their final Trial Witness List at least thirty (30) days prior to the non-jury trial, specifically on or before >>>, **20>>**. Failure to timely comply with the above, without good cause shall result in the exclusion of said witness.

- c. **EXHIBIT DISCLOSURE.** Each party shall file and exchange their final Trial Exhibit List at least thirty (30) days prior to the non-jury trial, specifically on or before >>>, 20>>. A generic statement disclosing “all discovery in this action” alone, does not comply with this section. Failure to timely comply with the above, without good cause, shall result in the exclusion of said exhibit at trial.
 - d. **DISCOVERY.** The parties must have all discovery completed, including all depositions, and the parties must disclose and exchange all discovery intended to be used as exhibits at trial no later than fifteen (15) days prior to the non-jury trial, specifically on or before >>>>, 20>>, unless a written stipulation for an extension of time is otherwise agreed to by the parties or ordered by the Court. Absent extraordinary circumstances and good cause shown at the Final Hearing, the Court will not permit the introduction of exhibits consisting of discovery not disclosed and exchanged prior to the close of discovery. Please be advised that discovery requests must be timely served so that the applicable rule allows for a response prior to the discovery deadline.
3. The parties shall do all things reasonable and necessary to assure the availability of their witnesses for the trial period or to otherwise preserve their testimony for trial as provided by the Florida Family Law Rules of Procedure.
4. **RECORDS CUSTODIANS.** The appearance of records custodians to authenticate all evidence previously disclosed in discovery and not otherwise contested by the discovery deadline has been waived by counsel for the parties.
5. **SETTLEMENT.** Counsel or, if unrepresented, the party(ies) shall notify the Court in the event of a settlement. A matter shall be removed from the trial docket only upon the Court’s written order.
6. **CONTINUANCES.** Be advised that the Non-Jury Trial will only be continued in exceptional circumstances and for good cause shown in writing, signed by counsel and the party he or she represents. Scheduling conflicts arising after the date of this Order will not be persuasive.

7. **COURT REPORTER.** The parties may coordinate if either wishes to have a court reporter present at the Trial. The party requiring a court reporter shall secure same and notify the opposing party forty-eight (48) hours prior to the Trial.
8. **INTERPRETER.** If either of the parties requires an interpreter, the party requiring the interpreter shall notify the Court prior to the pretrial conference to enable the Court to comply with Florida Rule of Appellate Procedure 2.560.
9. The time for the Non-Jury Trial has been set based upon the representation of the parties and/or their counsel during the Case Management Conference. The parties will be expected to complete the Non-Jury Trial within the time allotted. The Court will equitably allocate the time between the parties.
10. Failure to comply with the requirements of this Order may subject the party and/or counsel to such sanctions as the Court shall determine just and proper under the circumstances. Such sanctions may include, but are not limited to, an award of attorney's fees and costs against a party or counsel for non-compliance.
11. **YOU MUST DRESS APPROPRIATELY FOR COURT. ANYONE WEARING NON-BUSINESS-LIKE APPAREL WILL NOT BE ALLOWED INSIDE THE COURTROOM. DO NOT WEAR SHORTS.**
ORDERED in Polk County, Florida on DDDD.

JJJJ

Copies furnished to:

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the Office of the Court Administrator, 255 N. Broadway Avenue, Bartow, Florida 33830, (863) 534-4686, at least 7 days before your scheduled court appearance or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days. If you are hearing or voice impaired, call 711