

PREFERENCES QUESTIONNAIRE

Circuit Court of the First Circuit

JUDGE GARY W. B. CHANG

(CURRENT AS OF: AUGUST 2011. SUBJECT TO CHANGE AT ANY TIME)

I. MOTIONS PRACTICE

A. HEARING TIMES FOR MOTIONS

Approximately how many weeks in the future would a hearing be set if a motion was filed today?

5 weeks

What days and times do you usually schedule hearings on motions?

Every day; 3 p.m. starting time

Is there a certain day(s) that you set aside to review and rule on ex-parte motions?

Review motions as they come in.

Who in your office would be the person to contact regarding scheduling of motions?

Anyone

B. ATTENDANCE AT HEARINGS

Please state your preferences, if any, for telephone appearances by attorneys on the Neighbor Islands.

If the motion is contested then physical appearances are required even if the issues are not substantive. If the motion is non-contested, then Neighbor Island counsel may listen in by telephone (but they cannot speak, other than to enter their appearance). Counsel who appears by telephone must place the call to the Court.

II. DISCOVERY

Do you have any preferences regarding the scheduling of an informal discovery conference (e.g., at request of one party, by agreement of all parties)? Can the parties confirm a discovery conference by letter or is a Stipulation required?

Discovery conferences are not usually held. However, emergency hearings will be held (Rule 65 hearings, for instance) by telephone. If there is a discovery problem, it needs to be resolved through a motion. Note: Circuit Court's discovery conferences are governed by HRCF 26(f).

Will you entertain telephone calls from the parties to resolve discovery disputes?

Very infrequently. The parties would first need to ask that an order be issued to allow for this. If there is a high volume of very contentious contested discovery issues, the Court would consider appointing a master.

III. **PRE-TRIAL CONFERENCES**

Do you have a written checklist of issues to be decided at your pretrial conferences? If so, will you provide a copy and can it be shared with the HSBA Sections?

Please see Exhibit "A."

IV. **TRIAL SETTING/STATUS CONFERENCES**

Do you have a written checklist of issues to be decided at your trial setting/status conferences? If so, will you provide a copy and can it be shared with the HSBA Sections?

Please see Exhibits "B" and "C."

Do you have any special requirements for attorneys attending trial setting/status conferences (e.g., Court attire or Aloha attire okay)?

Aloha attire is okay.

V. **SETTLEMENT CONFERENCES**

In addition to what is required under the Courts Rules for settlement conferences, do you have any special requirements or preferences for attorneys attending settlement conferences?

There must be universal agreement for early settlement conferences. For the initial settlement conference, telephonic appearances by clients will suffice. Parties must be available within one minute of placing the call or they may be sanctioned. If progress is made, then the physical presence of clients may be required at future conferences. Before coming to the conference, counsel is required by HRS § 605-7 to have written settlement authority from their clients. Please see Exhibit "D."

VI. **TRIALS**

Presently, approximately how many months in the future are you scheduling cases for trial?

This is driven by the attorneys' schedules; a trial could be set within six months.

VII. **GENERAL**

Are you using the recently rescinded Administrative Orders and Memoranda as guidelines for your Court? X Yes No

Please state other preferences you want attorneys who appear before you to know about?

- Be prepared and follow the rules. Please see Exhibit “E.”
- There is a growing concern about the length of time it takes for cases to conclude. Counsel need to think about their clients and conclude cases sooner. The entire system is slowing down.
- There is a seven-word limit for objections (please see Exhibit “F” for list of objections).

May we make your preferences available on the HSBA website with the understanding that it may be revised or changed depending on the type of case, number of parties, and other special factors? X Yes No

EXHIBIT "A"

For:
Jury Trial

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT
STATE OF HAWAI`I

FIELD(Plaintiff),)	CIVIL NO. FIELD(Case
)	Number)
Plaintiffs,)	(FIELD(Case Action))
)	
vs.)	PRETRIAL CONFERENCE ORDER
)	OF: _____
)	
FIELD(Defendant),)	
)	Trial Date: <u>FIELD(Trial</u>
Defendants.)	<u>Date)</u>
)	
)	Trial Judge: Gary W.B.
)	Chang
)	
)	

PRETRIAL CONFERENCE ORDER OF: _____

A pretrial conference was held before the Honorable
Gary W.B. Chang, in his Chambers, on _____.

PLEASE PRINT

_____, attorney for _____,

_____, attorney for _____,
_____, self-represented _____,
_____, self-represented _____,

were present, and the Court, having been duly informed of the status of the above-entitled case, and good cause appearing therefor,

IT IS HEREBY ORDERED that the trial in the above-entitled action shall be conducted in accordance with the following:

DATE/TIME/REMARKS:

- _____ Commence trial/jury selection
- _____ Hearing: Motion in limine/Deposition objections
- _____ Meet & Confer re: exhibits (exhibits not exchanged at conference shall not be admitted into evidence, absent reasonable grounds)
- Filed: _____ Motion in limine (2 file marked copies)
- _____ Deliver 2 file marked copies of deposition designations and objections
- Filed: _____ Memorandum in opposition (2 file marked copies)
- Due: _____ Exhibits (Original + 2 copies)
 - List of Exhibits (Original + 4 copies)
 - List of attorneys (4 file marked copies)
 - List of witnesses (4 file marked copies)
 - Glossary of Technical Terms + Unusual Spellings (4 file marked copies)

-Proposed Statement of Case (2 copies)

-Trial memos (2 file marked copies)

-List of voir dire questions for court
(Original + 2 copies)

_____ Pick up jury list

Due: _____ Proposed jury instructions (Original + 2 copies
+ floppy disk/CD--WordPerfect 6.1+/Word 00+)

(Download Civil Pattern Jury Instructions
from the Hawai`i State Judiciary website
at www.courts.state.hi.us)

Due: _____ Proposed special verdict form (Original +
2 copies + floppy disk/CD--WordPerfect 6.1+/
Word 00+)

-First 12 jurors: voir dire: _____ minutes No. of perempts: _____

-Alternate jurors: no.: _____ voir dire: _____ minutes
No. of perempts: _____

-Replacements: voir dire: _____ minutes

-Summon approximate no. of prospective jurors: _____

OTHER TOPICS:

-Opening statement -Time limits: _____

-Closing argument -Time limits: _____

-Estimated length of each party's case:

-Plaintiff(s): _____

-Defendant(s): _____

-Other(s): _____

-24 hour witness notice (notify counsel of next day's witnesses
before leaving courtroom)

-Objections

-state legal basis (list) for objection only

- no speaking objections (not on list) more than 7 words
- Expert witnesses (do not ask court to qualify) [Barbee v. The Queen's Medical Center, 119 Hawaii 136, 154 n.11 (Hawaii App. 2008)]
- Exhibits (Guidelines--2 binders [judge & witnesses])
 - actual exhibit: 8-1/2 x 11 only (enlargements may be used during trial)
- Demonstrative aids (show to opposing counsel before trial).
- Do not wander toward witness or jury during examination or argument.
- Do not run out of witnesses before the end of the day.
- Know your rules of evidence.
- Unless stipulated into evidence, proper formal evidentiary foundation is required.
- Court Hours: 8:30 am - 12 noon; 1:30 - 3:00 pm

DATED: HONOLULU, HAWAI`I, _____.

 JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

_____ Atty for _____	_____ Atty for _____
_____ Atty for _____	_____ Atty for _____
_____ Atty for _____	_____ Atty for _____
_____ Self-Represented _____	_____ Self-Represented _____

NOTICE SENT TO:

FIELD(Attorney1)
FIELD(Address1)
Via U.S. Mail, Postage Prepaid
FIELD(Method1)

FIELD(Attorney2)
FIELD(Address2)
Via U.S. Mail, Postage Prepaid
FIELD(Method2)

FIELD(Attorney3)
FIELD(Address3)
Via U.S. Mail, Postage Prepaid
FIELD(Method3)

FIELD(Attorney4)
FIELD(Address4)
Via U.S. Mail, Postage Prepaid
FIELD(Method4)

FIELD(Attorney5)
FIELD(Address5)
Via U.S. Mail, Postage Prepaid
FIELD(Method5)

FIELD(Attorney6)
FIELD(Address6)
Via U.S. Mail, Postage Prepaid
FIELD(Method6)

FIELD(Attorney7)
FIELD(Address7)
Via U.S. Mail, Postage Prepaid
FIELD(Method7)

FIELD(Attorney8)
FIELD(Address8)
Via U.S. Mail, Postage Prepaid
FIELD(Method8)

NOTICE OF ENTRY

The foregoing Pretrial Conference Order of: _____ in
Civil No. FIELD(Case Number) has been entered and copies thereof

served on the above-identified parties by placing the same in the United States mail, postage prepaid, on _____.

Clerk, Fourteenth Division

(2 file marked copies + floppy disk/CD--
WordPerfect 6.1+/Word 00+)

OTHER TOPICS:

- Opening statement -Time limits: _____
- Closing argument -Time limits: _____
- Estimated length of each party's case:
 - Plaintiff(s): _____
 - Defendant(s): _____
 - Other(s): _____
- 24 hour witness notice (notify counsel of next day's witnesses before leaving courtroom)
- Objections
 - state legal basis (list) for objection only
 - no speaking objections (not on list) more than 7 words
- Expert witnesses (do not ask court to qualify) [Barbee v. The Queen's Medical Center, 119 Hawaii 136, 154 n.11 (Hawaii App. 2008)]
- Exhibits (Guidelines--2 binders [judge & witnesses])
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- Demonstrative aids (show to opposing counsel before trial).
- Do not wander toward witness during examination or argument.
- Do not run out of witnesses before the end of the day.
- Know your rules of evidence.
- Unless stipulated into evidence, proper formal evidentiary foundation is required.
- Court Hours: 8:30 am - 12 noon; 1:30 - 3:00 pm

DATED: HONOLULU, HAWAI`I, _____.

JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

Atty for _____

Self-Represented _____

Self-Represented _____

NOTICE SENT TO:

FIELD(Attorney1)
FIELD(Address1)
Via U.S. Mail, Postage Prepaid
FIELD(Method1)

FIELD(Attorney2)
FIELD(Address2)
Via U.S. Mail, Postage Prepaid
FIELD(Method2)

FIELD(Attorney3)
FIELD(Address3)
Via U.S. Mail, Postage Prepaid
FIELD(Method3)

FIELD(Attorney4)
FIELD(Address4)
Via U.S. Mail, Postage Prepaid
FIELD(Method4)

FIELD(Attorney5)
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FIELD(Method5)

FIELD(Attorney6)
FIELD(Address6)
Via U.S. Mail, Postage Prepaid
FIELD(Method6)

FIELD(Attorney7)
FIELD(Address7)
Via U.S. Mail, Postage Prepaid
FIELD(Method7)

FIELD(Attorney8)
FIELD(Address8)
Via U.S. Mail, Postage Prepaid
FIELD(Method8)

NOTICE OF ENTRY

The foregoing Pretrial Conference Order of: _____ in
Civil No. FIELD(Case Number) has been entered and copies thereof

served on the above-identified parties by placing the same in the United States mail, postage prepaid, on _____.

Clerk, Fourteenth Division

EXHIBIT "B"

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

FIELD(Plaintiff),)
) CIVIL NO. FIELD(Case
) Number)
 Plaintiffs,) (FIELD(Case Action))
)
 vs.) TRIAL SETTING STATUS
) CONFERENCE ORDER OF:
) FIELD(Status Conference
 FIELD(Defendant),) Date)
)
 Defendants.)
)
) Trial Date: _____
)
)
) Trial Judge: Gary W.B.
) Chang

TRIAL SETTING STATUS CONFERENCE ORDER OF: FIELD(Status Conference Date)

A status conference was held before the Honorable Gary W.B. Chang, in his Chambers, on FIELD(Status Conference Date).

PLEASE PRINT

_____, attorney for _____,
_____, attorney for _____,
_____, attorney for _____,
_____, attorney for _____.

_____, attorney for _____,
_____, attorney for _____,
_____, self-represented _____,
_____, self-represented _____,

were present, and the Court, having been duly informed of the status of the above-entitled case, and good cause appearing therefor,

IT IS HEREBY ORDERED that the trial of the above-entitled case is set for the week of _____.

Jury_____ Jury-waived_____ Length of trial: _____ trial days
Out/state party_____ Out/state witness_____ Expert witness_____

Alternative Dispute Resolution:

CAAP_____ Mediation/Other: _____

Exchange Expert's Opinions:

Plaintiff_____ Defendant(s)_____ Other_____

Pretrial Disclosures (HRCP 32(b)):

(DO NOT DELIVER 2 COPIES TO COURT UNTIL SO ORDERED)

File depo designations (28 days before trial): _____

File depo counter-designations (21 days before trial): _____

File objections (14 days before trial): _____

Settlement Conference: Date/Time_____ TBA_____

Pretrial Conference: Date/Time_____ TBA_____

Other: _____

DATED: HONOLULU, HAWAI`I, _____.

JUDGE OF THE ABOVE-ENTITLED COURT

APPROVED AS TO FORM:

Atty for _____

Self-Represented _____

Self-Represented _____

NOTICE SENT TO:

FIELD(Attorney1)
FIELD(Address1)
Via U.S. Mail, Postage Prepaid
FIELD(Method1)

FIELD(Attorney2)
FIELD(Address2)
Via U.S. Mail, Postage Prepaid
FIELD(Method2)

FIELD(Attorney3)
FIELD(Address3)
Via U.S. Mail, Postage Prepaid
FIELD(Method3)

FIELD(Attorney4)
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FIELD(Address6)
Via U.S. Mail, Postage Prepaid
FIELD(Method6)

FIELD(Attorney7)
FIELD(Address7)
Via U.S. Mail, Postage Prepaid
FIELD(Method7)

FIELD(Attorney8)
FIELD(Address8)
Via U.S. Mail, Postage Prepaid
FIELD(Method8)

NOTICE OF ENTRY

The foregoing Trial Setting Status Conference Order of: FIELD(
Status Conference Date) in Civil No. FIELD(Case Number) has been

entered and copies thereof served on the above-identified parties
by placing the same in the United States mail, postage prepaid,
on _____.

Clerk, Fourteenth Division

EXHIBIT "C"

FIRST CIRCUIT COURT
STATE OF HAWAII
FILED

_____, 20____

_____ o'clock __M.

Clerk, 14th Division

NOTICE OF STATUS CONFERENCE

CASE NAME	CASE NO.
FIELD(Plaintiff) vs. FIELD(Defendant)	CIVIL NO.
	FIELD(Case Number)
	TRIAL WEEK -----

JUDGE	DIVISION	DATE	TIME
Gary W. B. Chang	14th Division Courtroom 16 Chambers 8	FIELD(Status Conference Date) Monday	FIELD(STC Time)

PURPOSE OF STATUS CONFERENCE. The purpose of the status conference is to schedule the above-referenced case for trial and to evaluate the prospects for settlement or ADR.

WHO MUST ATTEND. The party or their attorney with full authority to commit to a trial date shall attend the status conference. They shall also be prepared to discuss (1) length of trial, (2) witnesses, and (3) settlement or ADR. **Lead trial counsel need not attend if all other requirements herein are met.**

WHERE TO GO. At the above-stated date and time, please report to Judge Gary W.B. Chang in Chambers No. 8, which is located at the west (Ewa) end of the 4th floor of Kaahumanu Hale (First Circuit Court), 777 Punchbowl Street. Please inform the Law Clerk of your presence. Please be prompt or sanctions described below may be imposed.

SANCTIONS FOR FAILURE TO APPEAR OR COMPLY. Failure to appear at the status conference or to notify the court of the disposition of the case may subject a party or their attorney to severe sanctions, including dismissal, entry of default, and an award of attorneys' fees and costs.

NOTICE SENT TO:

FIELD(Attorney1)
FIELD(Address1)
Via U.S. Mail, Postage Prepaid
FIELD(Method1)

FIELD(Attorney2)
FIELD(Address2)
Via U.S. Mail, Postage Prepaid
FIELD(Method2)

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FIELD(Address7)
Via U.S. Mail, Postage Prepaid
FIELD(Method7)

FIELD(Attorney8)
FIELD(Address8)
Via U.S. Mail, Postage Prepaid
FIELD(Method8)

NOTICE OF ENTRY

The foregoing Notice of Status Conference in Civil No. FIELD(Case Number) has been entered and copies thereof served on the above-identified parties by placing the same in the United States mail, postage prepaid, on December 20, 2010.

Clerk, Fourteenth Division

EXHIBIT "D"

FIRST CIRCUIT COURT
STATE OF HAWAII
FILED

_____, 20____

_____ o'clock ____ M.

Clerk, 14th Division

NOTICE OF SETTLEMENT CONFERENCE
(amended 9/30/09)

CASE NAME	CASE NO.
FIELD(Plaintiff) vs. FIELD(Defendant)	CIVIL NO.
	FIELD(Case Number)
	TRIAL WEEK FIELD(Trial Date)

JUDGE	DIVISION	DATE	TIME
Gary W. B. Chang	14th Division Courtroom 16 Chambers 8	FIELD(Settlement Conf. Date)	FIELD(SCF Time)

SETTLEMENT CONFERENCE STATEMENT. File your settlement conference statement ("SCS") not less than five (5) working days prior to the settlement conference. Please deliver two (2) copies of your SCS to Judge Gary Chang's chambers upon filing.

CONFIDENTIAL SETTLEMENT CONFERENCE LETTER. The **original and one (1) copy** of your confidential settlement conference letter, required by Circuit Court Rule 12.1(c), shall be delivered to Judge Gary Chang's chambers no less than five (5) working days prior to the settlement conference. **Attach a copy of all written offers of settlement your client made prior to the settlement conference.**

WHERE TO GO. At the date and time above, please report to Judge Gary W.B. Chang in Chambers No. 8 (west end of 4th floor), inform the Law Clerk of your presence, and then wait in Courtroom 16. Be prompt.

PARTIES WITHOUT COUNSEL. Upon receipt of this notice, parties without an attorney are required to contact this Court (Tel: 539-4084) to report your **telephone number(s) and current address.** Failure to comply with this request may result in the Court's inability to advise parties without an attorney as to the trial proceedings and may result in a default being taken against such parties. Parties without an attorney are subject to the same rules and civil procedures as parties with an attorney.

WHO SHALL ATTEND. Unless otherwise ordered by the Court, (1) **lead trial counsel and self-represented parties** shall attend the settlement conference in person and (2) the client/insurer with "full settlement authority" may either **attend** in person or be "**available by telephone**". A client is "**available by telephone**" only if such person can be contacted **within one minute** after first being requested to do so. The inability of counsel to contact the client with full settlement authority within one minute may subject such client or counsel to severe sanctions.

"FULL SETTLEMENT AUTHORITY." "Full settlement authority" means having (1) full knowledge of the facts and (2) the authority to accept any settlement offer. Any party who fails to have full settlement authority for any settlement conference shall be subject to severe sanctions.

DISPOSITION BEFORE CONFERENCE. If the case is settled or otherwise disposed of before the settlement conference, the parties must notify this Court (539-4084) immediately.

SANCTIONS FOR FAILURE TO APPEAR OR COMPLY. Failure to appear at a settlement conference or to comply with **any** of the provisions of **Circuit Court Rule 12.1** or this Notice may subject a party or their attorney to severe sanctions, including dismissal, entry of default, and awarding attorneys' fees and expenses. **Monetary sanctions of not less than \$500 may be imposed upon any attorney who fails to attempt to negotiate a settlement before the settlement conference through an exchange of written bona fide and reasonable offers of settlement.**

NOTICE SENT TO:

FIELD(Attorney1)
FIELD(Address1)
Via U.S. Mail, Postage Prepaid
FIELD(Method1)

FIELD(Attorney2)
FIELD(Address2)
Via U.S. Mail, Postage Prepaid
FIELD(Method2)

FIELD(Attorney3)
FIELD(Address3)
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Via U.S. Mail, Postage Prepaid
FIELD(Method7)

FIELD(Attorney8)
FIELD(Address8)
Via U.S. Mail, Postage Prepaid
FIELD(Method8)

NOTICE OF ENTRY

The foregoing Notice of Settlement Conference in Civil No. FIELD(Case Number) has been entered and copies thereof served on the above-identified parties by placing the same in the United States mail, postage paid, on December 20, 2010.

Clerk, Fourteenth Division

EXHIBIT "E"

14th Division

NOTICE TO ALL PARTIES RE:

(1) DUTY TO IDENTIFY RELEVANT RECORD
AND (2) DUTY TO AUTHENTICATE EVIDENCE

All parties have a duty to specifically cite portions of the record that they contend show that a genuine issue of material fact exists or does not exist. This duty requires that you either quote the relevant language or cite the page and line where the supporting evidence can be found. Your failure to discharge this duty may result in the court disregarding your argument. [Munoz v. Yuen, 66 Haw. 603, 605, 670 P.2d 825, ____ (1983).]

Additionally, the court will not consider any exhibit you attach or incorporate by reference unless the exhibit is admissible into evidence [be prepared at the hearing to cite the section of the evidence code that renders evidence admissible]. In order to be admissible, each exhibit must also be authenticated by a competent witness. [G.E. Capital Hawaii, Inc. v. Yonenaka, 96 Hawai`i 32, 40, 25 P.3d 807, ____ (App. 2001), rev'd on other grounds, Price v. AIG Hawai`i Ins. Co., Inc., 107 Hawai`i 106, 111 P.3d 1 (Haw. 2005).]

Rev. 6/4/10

HRE QUICK REFERENCES

COMPLETENESS

106 Remainder of related writings

RELEVANCE

403 Exclusion of Relevant Evidence

407 Subsequent remedial measure

CHARACTER

404 Character

405 Method of proving character

406 Habit, Routine

608 Evidence of Character and Conduct of Witness

IMPEACHMENT

609 Impeachment by E of Conviction of crime

612 Writing to Refresh Memory

613 Prior Statements of witness

(b) foundation for **impeachment by depo**

802.1 Hearsay Exception; Prior Stmt by Witness

(1) Foundation for **impeachment by depo**

[see also HRE 804(b)(1)]

OPINION

701 Lay Opinion

702 Expert Opinion

702.1 CX of Experts

704 Opinion on Ultimate Issue

803(b)(18) Learned treatise--hearsay exception

HEARSAY

803 Hearsay Exceptions; Availability Immaterial

(a) Admissions

(b) 24 Other Exceptions

(18) Learned Treatises (not admissible)

804 Hearsay Exceptions; Unavailable

(witness must be unavailable before exception applies)

(b) 7 exceptions

AUTHENTICATION

901 Authentication

902 Self-authentication

USE OF DEPOSITION

613 & 802.1 foundation for impeachment by depo

HRCP 32

32(a)(2)-----depo of a PARTY may be used for any purpose

32(a)(3)-----depo of anyone may be used if wit = unavail

HRE 804-----unavailability

DATE: _____

TO: _____ (AND YOUR LAW FIRM)

FROM: THE HONORABLE GARY W.B. CHANG
14th DIVISION, FIRST CIRCUIT COURT

SUBJECT: EX PARTE MOTIONS TO SHORTEN TIME OR ADVANCE HEARING
_____, Civil No. _____

As a courtesy to you, this is to notify you and, if you are counsel of record, all lawyers in your law firm, that the 14th Division may summarily deny any Ex Parte Motion to Shorten Time¹ or to Advance Hearing² for an underlying motion if the following are not satisfactorily addressed in your ex parte motion:

- 1) Why the underlying motion could not have been filed earlier, thereby obviating the necessity to shorten time or advance the hearing; and
- 2) The reason(s) why you want the time for the hearing to be shortened or advanced; and
- 3) Opposing counsel's position regarding shortening or advancing (including the reason(s) for any objection) or movant's specific efforts to ascertain opposing counsel's position; and
- 4) The specific date on which you are requesting that the hearing be scheduled³.

Please be advised that the four items listed above are not exclusive, but are to be considered in addition to any other factors that constitute good cause in support of your ex parte motion.

If you are counsel of record, please inform all members of your law firm of the requirements set forth hereinabove.

Thank you.

¹ The phrase "shorten time" applies when the underlying motion has not been filed and a hearing date has not yet been assigned. "Shorten time" means to decrease the number of days written notice of the underlying motion is given.

² The phrase "advance hearing" applies when the underlying motion has already been filed and a hearing date has been assigned. "Advance hearing" means to reschedule the hearing for the underlying motion to an earlier date.

³ If the ex parte motion is granted, the court will try to schedule the hearing as close to the requested hearing date as the court's docket permits.

EXHIBIT "F"

Trial Objections

At a Glance

OBJECTIONS IN JURY SELECTION

Asks Juror To Prejudge Evidence
 Cross-Examination Barred
 Form of Question Improper
 Humiliates or Embarrasses Juror
 Hypothetical Question Misused
 Insurance Overtly Stressed
 Indoctrinating on Law or Facts
 Knowledge of Law Being Tested
 Misstates the Law
 Not Related to Any Challenge for Cause
 Prejudicial or Inflammatory
 Protracted Examination

OBJECTIONS TO OPENING STATEMENTS

Addressing Juror by Name
 Anticipating Defenses of Adversary
 Arguing the Case
 Disparaging Comments
 Fact Stated Will Not Be Proven
 Inadmissible Matter Injected
 Instructing Jurors on the Law
 Insurance Overtly Stressed
 Misstates the Law
 Personal Belief in Merits Expressed
 Prejudicial or Inflammatory
 Settlement Discussions Mentioned
 Subsequent Repairs Injected
 Wealth or Poverty of Party Mentioned

OBJECTIONS TO COMPETENCY OF WITNESSES

Attorney Called as Witness
 Deadman's Statute Bars Testimony
 Inability To Observe, Remember, and Communicate
 Inability To Understand Duty To Tell the Truth
 Judge or Juror Called as Witness
 Personal Knowledge Lacking

OBJECTIONS ON PRIVILEGE AND RELATED GROUNDS

Attorney-Client
 Clergyman-Penitent
 Defendant in Criminal Case
 Identity of Informer
 Marital Communications
 Newsman's Immunity
 Official Information
 Physician-Patient
 Psychotherapist-Patient
 Self-Incrimination

OBJECTIONS TO THE FORM OF A QUESTION

Ambiguous
 Argumentative
 Asked and Answered
 Assumes a Fact Not in Evidence
 Compound
 Confusing or Unintelligible
 Hypothetical Question Misused
 Leading
 Misquotes a Witness or Exhibit
 Narrative Answer Requested
 Overtly Broad or General

OBJECTIONS TO TESTIMONY AND EXHIBITS

Accrediting Barred Before Impeachment
 Authentication Lacking
 Best Evidence Rule Violated
 Collateral Matter
 Conclusion Improperly Elicited
 Corpus Delicti Not Proven
 Cumulative
 Deadman's Statute Violated
 Excludable in Court's Discretion
 Fact Barred by Pleading or Admission
 Foundation Defective
 Hearsay
 Illegally Obtained Evidence

Trade Secrets
 Voter Information
 Work Product

OBJECTIONS TO CONDUCT OF A WITNESS

Argumentative Answers
 Clothing Objectionable
 Communication with a Juror
 Disparaging Comments
 Display of Unadmitted Exhibit to Jury
 Fee Contingent on Answers
 Inaudible Answers
 Interruption of Questions
 Looking to Counsel for Answer Cue
 Narrative Answers
 Notes Being Used Without Permission
 Prejudicial or Inflammatory Statements
 Protracted Answers
 Refusal To Answer Precise Question
 Unavailability for Cross-Examination
 Unresponsive Answers

OBJECTIONS TO CONDUCT OF COUNSEL

Bickering
 Blocking View of Counsel, Judge, or Jury
 Candor or Fairness Lacking
 Clothing Objectionable
 Coaching Comments in Question or Objection
 Communication with a Represented Party
 Communication with a Juror
 Currying Jury Favor
 Custom or Courtesy of Practice Ignored
 Cutting Off Witness' Answers
 Deceit or Collusion
 Delay of Suit
 Dilatory Tactics
 Display of Unadmitted Exhibit to Jury
 Disparagement of Counsel, Party, or Witness
 Distracting Noise or Movement
 Ex Parte Communications with Court
 Facts not Proved or Provable Stated
 Failure To Follow Court Instructions
 Gestures or Signals to Witness or Jury
 Habitual or Intentional Violation of Rules
 Hostility to Court, Counsel, Party, or Witness
 Inadmissible Matter Sought or Stated
 Insurance Injected
 Interruption of Questions of Adversary

Immaterial
 Impeachment Improperly Handled
 Incompetent
 Insurance Improperly Handled
 Irrelevant
 Mental Operations of Non-Witness Sought
 Narrative Answer
 Non-Responsive Answer
 Objectionable on Other Grounds
 Opinion Offered Without Basis
 Parol Evidence Rule Violated
 Prejudicial or Inflammatory
 Pretrial Order Obviates Testimony
 Privileged or Protected Information
 Reading from Document Not in Evidence
 Rehabilitation Improperly Handled
 Scope of Proper Examination Exceeded
 Self-Serving (Usually Hearsay)
 Settlement Discussions Disclosed
 Speaks for Itself (Exhibit)
 Speculation Inadmissible
 Stipulation or Agreement Obviates Answer
 Subsequent Repairs Inadmissible
 Testimony by Counsel
 Undefined Term Employed
 Undisclosed Document Barred
 Wealth or Poverty of Party Injected

Interviewing Potential Jurors
 Irrelevant Matter Injected
 Lateness
 Location of Counsel while Questioning
 Misquoting Testimony or Exhibit
 Objecting for Improper Purpose
 Orderly Trial Subverted
 Payment of Witness Fee Contingent on Testimony
 Personal Belief in Merit or Credibility Conveyed
 Personal Knowledge Asserted
 Personal Influence Exerted on Judge or Juror
 Prejudicial or Inflammatory Matter Raised
 Pretrial Order Violated
 Protracted Examination
 Publicity Violations
 Religious Beliefs Injected
 Repeating Objectionable Questions
 Respect for Court Lacking
 Stipulation Violated
 Subornation of Perjury
 Suppression of Evidence
 Testimony by Counsel
 Undignified Conduct

OBJECTIONS TO CONDUCT OF THE JUDGE

Bias re Counsel or a Party
 Coercion
 Credibility of Witnesses Assessed
 Disparagement of Counsel or a Party
 Disparagement of a Witness or Testimony
 Excessive Examination of Witnesses
 Gestures or Facial Expressions
 Interference with Presentation of Case
 Merits of Case Evaluated for Jury
 Mistakes (and Misconduct)
 Off-The-Record Comments
 Prejudicial Statements
 Settlement Pressure Inordinate
 Summarization of Testimony

OBJECTIONS IN CLOSING ARGUMENT

Attacking Counsel, Party, or a Witness
 Demonstration or Chart Misused
 Evidence Misstated or Overstated
 Excluded Matter Mentioned
 Failure To Call Witness Mishandled
 Instructing Jury on the Law
 Insurance Mentioned Improperly
 Irrelevant Facts or Issues Stressed
 Juror Addressed by Name
 Law Misstated

Per Diem Argument Employed
 Personal Belief of Counsel Stated
 Prejudicial or Inflammatory Statements
 Settlement Discussions Disclosed
 Wealth or Poverty of a Party Mentioned

OBJECTIONS TO JURY INSTRUCTIONS

Ambiguous
 Argumentative
 Confusing or Unclear
 Credibility Assessed Improperly
 Emphasis on One Theory, Issue, or Side of Case
 Evidence Locking To Support Charge
 Failure To Call Witness Mishandled
 Jury Role Usurped
 Inconsistent Charge
 Legal Standard Erroneous
 Overtly General or Abstract Charge
 Personal Opinion Stated
 Prejudice or Sympathy Appealed to
 Suggestion Improper
 Technical Terms Undefined or Misused
 Theory or Issue Omitted
 Weight of Evidence Assessed Improperly

Misstates the law