

Effective November 2, 2011, the Honorable Rom Trader has been assigned to the Criminal Circuit Court and the Honorable Karen T. Nakasone has been assigned to the First Circuit Court, 22nd Division. Judge Nakasone will be following Judge Trader's survey results as guidelines for her Court until such time as she has developed her own Courtroom policies and procedures.

**Circuit Court of the First Circuit**

**JUDGE ROM A. TRADER**

**(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?**

Generally 4 weeks out (those with a closer trial date get priority)

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

Tuesday is designated motions day, but motions are heard every day as needed.

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

Review motions as they are received.

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

Portia, Pat, or Kaliko

**B. ATTENDANCE AT HEARINGS**

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

Neighbor Island counsel may appear by telephone for purely non-substantive matters and for those which are not contested. While not an exhaustive list, examples of these include the following: 1) Trial Setting Status Conferences; 2) Status Conferences; 3) Trial Readiness Status Conferences; and 4) Motions to Continue Trial. No later than one business day before the hearing/proceeding, Neighbor Island counsel wishing to appear by telephone must notify opposing counsel and the Court that they intend to appear by telephone.

**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?**

To request a "formal" discovery conference, counsel should comply with requirements of Rule 26(f), HRCF, by filing an appropriate motion.

In addition to “formal” discovery conferences, “informal” discovery conferences will also be entertained under appropriate limited circumstances.

To request an “informal” discovery conference, counsel may do so by way of a joint letter to the Court justifying their request and detailing the specific dispute(s) sought to be resolved. Before making such a request, counsel should be mindful of the following:

1) First and foremost, counsel must have exhausted normal and customary good faith efforts to resolve their differences before requesting an “informal” discovery conference; 2) Counsel/parties must agree that such a conference should be held and must be willing to resolve the specified discovery dispute through such a conference; 3) The nature of the case/dispute involves unusual and/or complex circumstances which prevent issues from being adequately resolved by traditional means, i.e., meet and confer, or by motion. Parties may confirm the approval of an “informal” discovery conference by letter.

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

Depending upon the Court’s availability and subject to the agreement of counsel/parties, telephone calls from counsel/parties to resolve discovery disputes will be considered. If counsel/parties are not in agreement, the Court will decline to do so. While resolving such disputes by telephone may be efficient, economical and beneficial in appropriate circumstances (e.g., mainland depositions), it should only be used on a limited basis. To be clear, this should not be viewed as an alternative to resolve routine disputes through good faith conferral/compromise by counsel, and if need be, by formal motion.

### **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?**

Most pre-trial information is provided as part of the Trial Setting Status Conference (“TSSC”) order. See, Exhibit “A” (TSSC Order). This includes specifying required trial documents, filing deadlines, a hearing date on motions in limine and other appropriate orders. Beyond this, both a Settlement Conference for jury trials (as early as practicable) and a Trial Readiness Status Conference (“TRSC”) for all cases are scheduled. The TRSC is generally held about 4-5 weeks before trial and before the trial deadlines take effect.

At the Trial Readiness Status Conference, the likelihood of a case proceeding to trial as scheduled or whether it may be delayed as a result of another trial running over or perhaps other cases set for the same week, will be discussed with counsel. Necessary adjustments are then discussed. Regardless, the Court provides counsel with a tentative trial schedule (days/times), decides time limits (jury selection, opening statement and closing argument), determines number of peremptory challenges and discusses other trial issues (e.g., size of jury venire, coordinating expert schedules, calling witnesses out of order, etc.). At the TRSC, the Court utilizes a purely informal checklist as a guide for the topics/issues which are typically discussed. While this checklist is not filed in the case, a sample is provided for reference. See, Exhibit “B” (TRSC Checklist).

As both TSSC and TRSC are informal, aloha attire is permitted.

#### 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 do not call the Court to request a TSSC. Instead, counsel should submit a “Notice of Trial Setting Status Conference” and leave the date/time blank. If counsel would like to request a particular date for the Court’s consideration, please indicate preference in a cover letter or transmittal sheet. The Court will then select and schedule an appropriate date.

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

As for the TSSC, please see responses to Section III above and refer to Exhibit “A” (TSSC Order) for standard issues/topics discussed/decided. Aloha attire is permitted for TSSC.

#### 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?**

The Court has a strong preference for conducting early settlement conferences as soon as counsel thinks it makes sense to do so. While certainly not appropriate in every case, it is believed that in many cases—the earlier, the better. This is especially true for cases where the amount in controversy is relatively small and/or the available resources are better devoted to settlement instead of litigation.

The Court requires all parties to exchange bonafide settlement offers sufficiently in advance of the settlement conference to permit meaningful review, consideration and response by opposing parties. Failure to do so simply wastes time and injects an unnecessary element of inefficiency in the process.

The Court also requires timely and meaningful submissions. The Court benefits from and is appreciative of candid evaluations by counsel. Superficial revisions of pretrial statements are not particularly helpful. Chances for settling the case are significantly improved if the Court is provided with quality information and parties arrive with a willingness to discuss reasonable compromise.

Absent prior Court approval, persons with authority to settle are required to appear in person. If a party/person is off-island or otherwise unavailable and unable to appear in

person, counsel shall submit a letter requesting Court approval for telephonic participation in advance of the conference.

Aloha attire is permitted for Settlement Conferences.

VI. **TRIALS**

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

Trial settings are dependent upon counsels' suggested trial date, their availability, the Court's calendar and the nature/circumstances of the case. While a typical case may be set 9-12 months or more in the future, the Court is able to accommodate requests for earlier settings depending upon the Court's calendar.

If a case is "bumped" during an assigned trial week because another case proceeded to trial, the Court's preference is not to automatically continue the trial to a new week in the normal course. Instead, subject to discussions with counsel, the Court prefers to "slide" the case to the first date which accommodates the availability of the Court, counsel and witnesses.

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?**

As a reminder, the Courtroom (5C) and chambers are located on the 5<sup>th</sup> Floor of the Honolulu District Court Building (Kauikeaouli Hale), located at 1111 Alakea Street. While this understandably has created some confusion about the delivery of documents, please make sure that all documents are delivered to the proper courthouse—Honolulu District Court Building (5<sup>th</sup> Floor). Also, please do not leave documents in the court jacket at the First Circuit Court Building (Kaahumanu Hale), located at 777 Punchbowl Street.

It would also be appreciated if counsel/staff/messengers would remember to conform all motions, notices, summons, etc., with the correct address, i.e., Honolulu District Court Building, Courtroom 5C, 1111 Alakea Street, Honolulu, Hawaii, 96813. Failure to do so is a fairly common error which often prevents matters from being heard as scheduled.

Also, unless otherwise directed, please provide the Court with two file-stamped copies of all documents.

**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?  Yes  No**

**EXHIBIT "A"**

IN THE CIRCUIT COURT OF THE FIRST CIRCUIT

STATE OF HAWAII

Plaintiff,  
  
vs.  
  
Defendant.

CIVIL NO. (RAT)  
0

JUDGE ROM A. TRADER

HEARING DATE:

TRIAL SETTING STATUS CONFERENCE  
ORDER OF TSSCDATE999

TRIAL SETTING STATUS CONFERENCE ORDER OF TSSCDATE999

A trial setting status conference was held before the Honorable Rom A. Trader on TSSCDATE999.

_____	attorney for	_____
_____	attorney for	_____
_____	attorney for	_____
_____	attorney for	_____
_____	attorney for	_____
_____	attorney for	_____
_____		_____
Plaintiff, Self-Represented		Defendant, Self-Represented

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

**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: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Deadline to complete Mediation/Other: \_\_\_\_\_

**Exchange Expert Reports:**

Plaintiff \_\_\_\_\_ Defendant(s) \_\_\_\_\_ Other \_\_\_\_\_

**Settlement Conference:** (See Attachment "A") Date/Time \_\_\_\_\_

[ ] If checked, only Confidential Settlement Conference letters required.

**Trial Readiness Status Conference:** Date/Time \_\_\_\_\_

**Pretrial Deadlines:** (See Attachment "B")

**Motion in Limine / Deposition Designations:** Date/Time \_\_\_\_\_

**Other:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



The above identified attorneys/parties are being provided file-stamped copies of this Order at the conclusion of the status conference.

DATED: HONOLULU, HAWAII, TSSCDATE999.

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ROM A. TRADER  
JUDGE OF THE ABOVE-ENTITLED COURT

**ATTACHMENT "A"**  
(Revised: 11/13/2009)

*Judge Rom A. Trader  
First Circuit Court, Seventeenth Division  
Kauikeaoluli Hale  
1111 Alakea Street, Courtroom 5C  
Honolulu, Hawaii 96813  
Telephone: (808) 538-5403*

**SETTLEMENT CONFERENCE GUIDELINES FOR JURY TRIALS (effective 4/1/09)**

**NOTE: THE COURT NOW HAS VERY LIMITED TIME AVAILABLE FOR  
SETTLEMENT CONFERENCES. THEREFORE, READ THIS  
NOTICE CAREFULLY**

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1. Settlement Conference Statements and Confidential Settlement Conference Letters must comply with the requirements set forth in Rule 12.1 of the Rules of the Circuit Court, as amended effective January 1, 2000. Settlement Conference Statements must be filed not less than five (5) working days prior to the conference date. Confidential Settlement Conference Letters are not to be filed or served upon the other parties, but are to be submitted directly to Judge Trader by the same date. Two (2) file-stamped copies of the Statement and the original Letter must be delivered to Judge Trader's chambers by this deadline.
2. If you or your client are no longer involved in this case, you must immediately notify Judge Trader's chambers, and provide names, addresses, and telephone numbers of current parties and counsel.
3. Corporations cannot represent themselves, and must be represented by an attorney.
4. Counsel and/or pro se parties must be on time.
5. The presence of lead trial counsel is required. Substitute counsel will be allowed only upon prior approval by Judge Trader.

6. Counsel attending the conference must have full settlement authority for all settlement terms. If full settlement authority is not secured, counsel must bring clients or client representatives who possess such authority. "Full settlement authority" means full authority to settle any settlement terms that have been or may be proposed without the need to consult with any other person not present at the settlement conference. A person who must or feels it appropriate or necessary to consult with another person (or group of persons) before settling on any settlement term does not have "full settlement authority." Availability of a client or client representative by telephone will not suffice unless prior approval is obtained from Judge Trader. Failure of a party or party representative to have someone with "full settlement authority" present at the settlement conference may subject that party to sanctions, including dismissal or default.
7. Counsel and/or pro se parties must have thoroughly evaluated the case and have discussed and attempted settlement negotiations through an exchange of written bona fide and reasonable offers of settlement before the conference.
8. Should counsel and/or the parties be aware of any non-parties, such as lien-holders, who may have a significant interest related to the case and whose participation in settlement discussions and/or consent to a potential settlement, in counsel's opinion, is necessary, then counsel shall identify said necessary non-parties and provide the Court with contact information for same. In addition, Counsel shall provide notice to any such necessary non-parties of the date, time and location of the Settlement Conference scheduled by the Court.
9. Failure to appear at the conference or to comply with any of the provisions of Rule 12.1 of the Rules of Circuit Court of the State of Hawaii, some of which are outlined in this Notice, may result in sanctions as provided in Rule 12.1(a)(6) of the Rules. If you are a plaintiff, failure to comply may result in dismissal of your claims. If you are a defendant, failure to comply may result in entry of default against you. Additional sanctions may be imposed.
10. If this case has been settled or otherwise resolved, please immediately call the court at 538-5403. Written confirmation of settlement must be submitted to Judge Trader's chambers within 48 hours. In addition, the stipulation to dismiss or other dispositive document must be filed with this court no later than ten (10) days before the settlement conference date. Please note that the court will not remove your Settlement Conference Date from the court's calendar until a filed stipulation for dismissal with prejudice, stipulated judgment, or stipulation for settlement is received in Judge Trader's chambers.

**ATTACHMENT "A"**  
(Revised: 3/7/2011)

*Judge Rom A. Trader*  
*First Circuit Court, Seventeenth Division*  
*Kauikeaoluli Hale*  
*1111 Alakea Street, Courtroom 5C*  
*Honolulu, Hawaii 96813*  
*Telephone: (808) 538-5403*

**SETTLEMENT CONFERENCE GUIDELINES FOR JURY-WAIVED TRIALS (effective 4/1/09)**

**NOTE: THE COURT NOW HAS VERY LIMITED TIME AVAILABLE FOR SETTLEMENT CONFERENCES. THEREFORE, READ THIS NOTICE CAREFULLY**

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1. Settlement Conference Statements and Confidential Settlement Conference Letters must comply with the requirements set forth in Rule 12.1 of the Rules of the Circuit Court, as amended effective January 1, 2000. Settlement Conference Statements must be filed not less than five (5) working days prior to the conference date. Confidential Settlement Conference Letters are not to be filed or served upon the other parties, but are to be submitted directly to **Judge Nacino** by the same date. Two (2) file-stamped copies of the Statement and the original Letter must be delivered to **Judge Nacino's** chambers by this deadline.
2. If you or your client are no longer involved in this case, you must immediately notify Judge Trader's chambers at 538-5403 and **Judge Nacino's** chambers at 539-4116, and provide names, addresses, and telephone numbers of current parties and counsel.
3. Corporations cannot represent themselves, and must be represented by an attorney.
4. Counsel and/or pro se parties must be on time.
5. The presence of lead trial counsel is required. Substitute counsel will be allowed only upon prior approval by **Judge Nacino**.

6. Counsel attending the conference must have full settlement authority for all settlement terms. If full settlement authority is not secured, counsel must bring clients or client representatives who possess such authority. "Full settlement authority" means full authority to settle any settlement terms that have been or may be proposed without the need to consult with any other person not present at the settlement conference. A person who must or feels it appropriate or necessary to consult with another person (or group of persons) before settling on any settlement term does not have "full settlement authority." Availability of a client or client representative by telephone will not suffice unless prior approval is obtained from **Judge Nacino**. Failure of a party or party representative to have someone with "full settlement authority" present at the settlement conference may subject that party to sanctions, including dismissal or default.
7. Counsel and/or pro se parties must have thoroughly evaluated the case and have discussed and attempted settlement negotiations through an exchange of written bona fide and reasonable offers of settlement before the conference.
8. Failure to appear at the conference or to comply with any of the provisions of Rule 12.1 of the Rules of Circuit Court of the State of Hawaii, some of which are outlined in this notice, may result in sanctions as provided in Rule 12.1(a)(6) of the Rules. If you are a plaintiff, failure to comply may result in dismissal of your claims. If you are a defendant, failure to comply may result in entry of default against you. Additional sanctions may be imposed.
9. If this case has been settled or otherwise resolved, please immediately call Judge Trader's chambers at 538-5403 and **Judge Nacino's** chambers at 539-4116. The court will not remove your Settlement Conference from the court's calendar until a filed stipulation for dismissal with prejudice, stipulated judgment, or stipulation for settlement is received in Judge Trader's chambers.

**ATTACHMENT "B"**

(Revised: 5/13/2009)

JUDGE ROM A. TRADER - SEVENTEENTH DIVISION - FIRST JUDICIAL CIRCUIT

**DEADLINES THREE (3) WEEKS BEFORE TRIAL WEEK**

**TRIAL WEEK:** Parties, attorneys and witnesses shall be prepared to start trial any day during the week before or the week after the scheduled trial week.

The Court's non-trial day is Tuesday.

Deadline	Issue	Action
<b>TWENTY-ONE (21) DAYS prior to the Monday of the trial week</b>	<b>1) EXHIBITS</b>	ALL EXHIBITS (both joint & separate) must be marked and submitted to the court, with exhibit lists, and exchanged between parties. Exhibit List(s) <b>(original + 4)</b> Exhibit(s) <b>(original + 2)</b>
	<b>2) MOTIONS IN LIMINE</b>	File and serve any and all Motions in Limine.
	<b>3) DEPOSITION DESIGNATIONS</b>	File and serve deposition designations with complete transcripts (for witnesses who will not personally appear at trial).
	<b>4) BENCH TRIAL DOCUMENTS</b>	Exchange and submit to the Court the following as part of your exhibits (Refer to 1- Exhibits): 1) Affidavit, declaration or deposition excerpts which shall be the direct testimony for all lay witnesses. 2) Written reports for all expert witnesses, if not previously exchanged. 3) Proposed findings of fact and conclusions of law
<b>FOURTEEN (14) DAYS prior to the Monday of trial week</b>	<b>1) OBJECTIONS TO EXHIBITS</b>	File and serve a statement indicating the legal ground(s) for objection(s) as to each separate exhibit.
	<b>2) RESPONSES TO MOTIONS IN LIMINE</b>	File and serve any and all Responses, Memorandum in Opposition, Statement(s) of No Objection, and any Joinder(s) to the Motion(s) in Limine.
	<b>3) OBJECTIONS TO DEPOSITION DESIGNATIONS; AND DEPOSITION COUNTER-DESIGNATIONS</b>	File and serve objections to deposition designations. File and serve counter-designations with relevant transcripts. Objections should state specific legal grounds and authority.
<b>SEVEN (7) DAYS prior to the Monday of trial week</b>	<b>JURY TRIAL DOCUMENTS AND OTHER SUBMISSIONS</b>	File and serve the following, and provide copies: 1. Witness list which will be read or submitted to Jury. <b>(4 copies)</b> 2. Attorney Firm List. <b>(4 copies)</b> 3. Brief factual statement to be read to Jury. <b>(4 copies)</b> 4. Jury Instructions. <b>(2 copies)</b> (with CD - Word format.) 5. Special Verdict Form. <b>(2 copies)</b> (with CD - Word format.) 6. Objections to deposition counter-designations. Objections should state specific legal grounds and authority. <b>(2 copies)</b> 7. Glossary of technical terms. <b>(4 copies)</b> 8. Stipulations as to Facts. <b>(4 copies)</b> 9. Stipulated Dismissal of claims/defenses. <b>(2 copies)</b> 10. Trial Memos <b>(2 copies)</b>

**EXPERTS:** *Note: Expert opinions not disclosed in deposition testimony, written report(s) and/or answers to interrogatories, by the discovery cut off date, will not be allowed at trial.*

**EXHIBITS:**

- 1) **JOINT EXHIBITS:** Counsel are to meet, confer and compile a set of exhibits which the parties agree shall be admitted into evidence, for any and all purposes, at the start of the trial. NOTE: Any and all references to insurance matters must be redacted from all exhibits.
- 2) **SEPARATE EXHIBITS** are those exhibits not agreed upon as a joint exhibit and which counsel intend to introduce into evidence at trial. Exhibits which have not been exchanged between the parties shall not be admitted into evidence except upon a showing of good cause. **Plaintiff shall have an exhibit which summarizes all damages. See, Hawai'i Rules of Evidence, Rule 1006.**

**OBJECTIONS TO SEPARATE EXHIBITS:** Failure to object to an exhibit shall be deemed a waiver of all objections thereto, and the exhibit may be admitted into evidence without further argument.

**PREPARATION OF EXHIBITS:** Exhibits (original + 2 copies) with exhibit lists (original + 4 copies) shall be appropriately marked and submitted to the Court TWENTY-ONE (21) DAYS prior to the Monday of the trial week, as follows:

1. Judge's copy shall be tabbed in 3 ring binder(s);
2. A clean set of the actual exhibits being offered into evidence shall be submitted in individually tabbed file folders labeled with appropriate Exhibit marking, i.e., JT-1, JT-2, etc;
3. Each exhibit must be marked on the reverse side of the last page of the exhibit (lower right hand corner) using one of the following marking guidelines:
  - a. **Joint exhibits:** identified with abbreviation "JT", followed by numerical placement starting with the number "1" (i.e., JT-1, JT-2, etc.);
  - b. **Plaintiff's exhibits:** identified numerically starting with the number "1" (i.e., 1, 2, etc.);
  - c. **Defendant's exhibits:** identified alphabetically (i.e., A, B, etc.);
  - d. **Other exhibits:** For case involving multiple parties' exhibits, exceptionally voluminous exhibits or unusually oversized exhibits, please call Judge's chambers for marking codes and/or further instructions.

**MOTIONS IN LIMINE / DEPOSITION DESIGNATIONS**

A pretrial hearing re: Motions in Limine and objections to exhibits, deposition designations and/or counterdesignations shall be held on the date/time as set forth in the Trial Setting Status Conference Order attached hereto or as otherwise ordered by the Court.

**SETTLEMENT CONFERENCE:**

The CONFIDENTIAL SETTLEMENT CONFERENCE LETTER shall contain:

1. A brief statement of the issues;
2. Facts in favor of Plaintiff's case and against Plaintiff's case;
3. Facts in favor of Defendant's case and against Defendant's case;
4. Fees and costs expended to date;
5. Anticipated fees and costs to and through trial;
6. Best possible outcome following trial for each party;
7. Worst possible outcome following trial for each party;
8. Likelihood of the best/worst outcomes occurring (percentages);
9. Most recent demand/offer.

## **GENERAL INFORMATION**

### **JURY TRIAL:**

1. Jurors will be allowed to take notes.
2. Jurors will be provided copies of Jury Instructions when read.
3. Court instructs Jury before Closing Arguments.
4. 24 hr. notice of witnesses to be called to testify.
5. Witnesses only to be called to the stand one time.
6. Exclusionary rule will be invoked - counsel responsible for compliance.
7. Peremptory Challenges: 3 each side; 1 alternate each side.

### **TIME LIMITS:** (based on 2 party cases and subject to change on a case by case basis)

- a. Jury Selection: 25 min. each side  
3 min. replacement /alternates.
- b. Opening Statement: 20 min. each side
- c. Closing Arguments: 1 hr. each side
- d. Court's trial hours: 8:30 a.m. - noon and 1:30 p.m. - 4:00 p.m.

### **VISUAL AIDS AND DEMONSTRATIVE EVIDENCE:**

- a. Show all visual aids to the court and counsel before using them.
- b. The parties shall obtain and make available all equipment necessary to view any evidence. The equipment shall be available, set up and approved by the court before trial.
- c. The parties shall mutually review all such aids/evidence before trial.

### **BENCH TRIALS:**

**If specifically directed by the Court, the direct testimony of each lay witness shall be by affidavit / declaration or by deposition excerpts.** These shall be provided to the Court on or before twenty-one (21) days prior to the trial week. Additional questions and answers on direct will be limited to approximately five (5) minutes. The direct examination of each expert shall be by written report.

### **EXTENSIONS OF TIME LIMITS AND DEADLINES**

Unless otherwise ordered herein, counsel shall comply with all deadlines required by the Hawai'i Rules of Civil Procedure and the Rules of the Circuit Courts of the State of Hawai'i (the Rules).

### **SANCTIONS**

Any failure to comply with this order, Attachment "A" and/or with the Rules may result in sanctions pursuant to Rules 12(t), 12.1(a)(6) and 15 of the Rules of the Circuit Courts of the State of Hawai'i; HRS §603-21.9(6); In Re: Dubin, 9 Haw. App. 249, 833 P.2d 85 (1992); and State v. Adam and Ostendorp, 97 Haw 475 (2002).



**EXHIBIT "B"**

**TRIAL READINESS STATUS CONFERENCE**

**CASE:** \_\_\_\_\_ **CIVIL NO.** \_\_\_\_\_

1. TW: \_\_\_\_\_ TYPE/DESCRIPTION: \_\_\_\_\_

2. Trial Deadlines (3 weeks out) \_\_\_\_\_

-- M/Limine Hrg: \_\_\_\_\_

-- Depo Designation ONLY for witnesses who will not appear

3. # witnesses P's witnesses: \_\_\_\_\_ D's witnesses: \_\_\_\_\_

4. Any witness / scheduling conflicts / issues: \_\_\_\_\_

5. Proposed Trial Schedule:

<u>Day</u>	<u>Date</u>	<u>Time</u>	<u>Proceeding</u>
Monday	_____	_____	_____
Tuesday	_____	NO TRIAL	MOTIONS DAY
Wednesday	_____	_____	_____
Thursday	_____	_____	_____
Friday	_____	_____	_____
<hr/>			
Monday	_____	_____	_____
Tuesday	_____	NO TRIAL	MOTIONS DAY
Wednesday	_____	_____	_____
Thursday	_____	_____	_____
Friday	_____	_____	_____

<u>Day</u>	<u>Date</u>	<u>Time</u>	<u>Proceeding</u>
Monday	_____	_____	_____
Tuesday	_____	NO TRIAL	MOTIONS DAY
Wednesday	_____	_____	_____
Thursday	_____	_____	_____
Friday	_____	_____	_____

6. Time Limits

- Voir Dire \_\_\_\_\_ minutes
- Opening \_\_\_\_\_ minutes
- Closing \_\_\_\_\_ minutes

7. Jury Panel

-- \_\_\_\_\_

8. Challenges

-- \_\_\_\_\_ each P/D

-- \_\_\_\_\_ Alternates

-- \_\_\_\_\_

-- \_\_\_\_\_

9. Any other matter / concerns / issues: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_