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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CYNTHIA RIVERA-MARTINEZ and
ARTURO MARTINEZ,

Plaintiffs,

v.

KERN COUNTY; KERN COUNTY
DEPARTMENT OF HUMAN SERVICES;
SOCIAL WORKER STEPHANIE MEEK,
individually; and DOES 1 through 100,
inclusive,

Defendants.

Case No.: 1-16-cv-00062-SEH

ORDER

The trial set for December 12, 2017, is VACATED and RESET for **December 11, 2017, at 8:45 a.m.** at the Robert E. Coyle Federal Courthouse, Courtroom I, Fresno, California.

FURTHER ORDERED:

1. The Court will conduct a final pretrial conference at **9:00 a.m. PT (10:00 a.m. MT) on November 28, 2017**, via video conference at the Robert E. Coyle Federal Courthouse, Courtroom I, Fresno, California.
2. Trial Briefs: Trial Briefs directed to the particular issues of the case shall be filed on or before **November 16, 2017**.
3. Voir Dire: Proposed voir dire questions shall be filed on or before **November 16, 2017**.
4. Jury Instructions:
 - a. The parties shall prepare and file a set of proposed stipulated jury instructions (clean copies and working copies with source citations) on or before **November 16, 2017**, which shall include all necessary stock instructions, taken from the current Ninth Circuit Manual of Model Jury

1 Instructions. Each party may also prepare and file proposed supplemental
2 instructions (clean copies and working copies with source citations) if
3 different from the agreed joint instructions. No two instructions shall have
4 the same number.

- 5 b. All instructions shall be short, concise, and understandable and neutral
6 statements of the law. Argumentative instructions are improper, will not be
7 given, and should not be submitted.
- 8 c. Any modifications of instructions from statutory authority, Ninth Circuit
9 pattern instructions, or other form instructions, must specifically state
10 original source form citation, the modification made to the original form
11 instruction and the authority supporting the modification.
- 12 d. Each party shall prepare and file a set of proposed special interrogatories
13 directed to significant issues of fact to be answered by the jury. Each party
14 in addition shall prepare and submit a form of general verdict.
- 15 e. On or before **November 16, 2017**, each party shall additionally e-mail a
16 copy of its proposed joint and supplemental jury instructions, together with
17 all verdict forms, to the Court's proposed order inbox at
18 seh_propord@mtd.uscourts.gov.

19 4. Format of Jury Instructions:

- 20 a. The clean copy shall contain:
- 21 i. a heading reading "Instruction No. ___;" and
22 ii. the text of the instruction.
- 23 b. The working copy shall contain:
- 24 i. a heading reading "Instruction No. ___;"
25 ii. the text of the instruction;
26 iii. the number of the proposed instruction;
27 iv. the legal authority for the instruction; and
28 v. the title of the instruction; i.e., the issue of law addressed by the

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proposed instruction.

5. Final instructions for submission to the jury will be settled on the record prior to closing argument, at which time counsel may present argument and make objections.

6. Any party intending to use the courtroom electronic evidence system must notify the Court and Court Systems Administration staff at least 20 days before trial. Detailed information about the courtroom electronic evidence system is found on the Court's website, www.caed.uscourts.gov, under the "Attorney Info: Electronic Evidence Presentation" tab.


7. A party seeking to use videoconferencing for witnesses must obtain leave of Court at least 20 days before trial. Counsel responsible for such witness or witnesses shall make all necessary videoconference arrangements with Court systems staff. Trial will not be continued or interrupted if conferencing arrangements cannot be made or if the conference transmission signal is interrupted or lost.

8. Calling Witnesses at Trial:

When a witness is called to testify at trial, counsel shall provide to the Clerk of Court four copies of a single-page document providing:

- a. The full name and current address of the witness;
- b. A brief description of the nature and substance of the witness's testimony;
- c. The date the witness was deposed or had a statement taken; and
- d. A listing of each exhibit to which the witness may refer during direct examination.

DATED this 11th day of September, 2017.


SAM E. HADDON
United States District Judge