

05/24/2023

David W. Slayton, Executive Officer / Clerk of Court

R. Arraiga Deputy

**LOS ANGELES SUPERIOR COURT
JUDGE YVETTE M. PALAZUELOS, DEPARTMENT
BOLTHOUSE LAND COMPANY, LLC vs. ALL PERSONS CLAIMING
BCV-21-101927**

FINAL STATUS CONFERENCE AND TRIAL ORDERS¹

The court ORDERS as follows:

I. TRIAL COUNSEL

The attorneys who are to try the case are ordered to appear at the FSC and are responsible for compliance with the orders herein.

Counsel are encouraged to ask questions of the court staff regarding the FSC/trial procedures. Dept. 9's telephone number is (213) 310-7009.

All trial documents shall be electronically filed and served on all counsel early enough to be received by counsel before the close of business on the filing date.

II. E-SERVICE & E-FILING

Electronic service is not the same as electronic filing. The parties have agreed, and the Court has signed, an order authorizing an e-service to be used in this case. For information on electronic filing in the Complex Courts, please refer to <http://www.lacourt.org/division/efiling/pdf/ComplexefilingFAQs.pdf>.

III. COURT REPORTERS

Court reporters are no longer provided by the LASC for civil trials. The parties may retain their own court reporters pursuant to the Gov't Code §§ 68086, 70044 and CRC 2.956. LACIV 236 (Stipulation and Order to Use Certified Shorthand Reporter) and LACIV 237, (Order Appointing Court Approved Reporter as Official Reporter Pro Tempore) can be found on the LASC website, www.lacourt.org. Additional information concerning court reporters can also be found on the website.

IV. JURY TRIALS

A. Five court days prior to the FSC, counsel shall **jointly** file and serve:

¹ If the FSC orders herein conflict with CRCs or the LASC Rules, the CRCs and LASC Rules control.

1. A short statement of the case. Disputed statements of the case may be filed only if counsel have met and conferred and cannot agree. Disputed statement of the case will be resolved at the FSC.

2. CACI and special jury instructions. The joint jury instructions must contain filled-in blanks and removed bracketed material. Disputed jury instructions may be filed only if counsel have met and conferred and cannot agree on them. Disputed instructions will be settled at the FSC.

3. Stipulations. Counsel shall file and execute stipulations, if any, regarding ultimate facts and issues and the admissibility of exhibits (i.e., foundation and/or authentication).

4. Verdict(s). Disputed CACI verdict forms or special verdict forms may be filed only if counsel have met and conferred and cannot agree. Disputed verdict forms will be resolved at the FSC.

B. Five court days prior to the FSC, counsel shall **separately** file and serve:

1. Motions in limine. Motions shall be numbered (e.g. “Plaintiff’s Motion in Limine No. 1, etc.”). Opposing papers shall be filed 3 court days before the FSC. No replies. The motions will be heard on the day of the FSC.

2. Witness List. If witnesses are not under subpoena and do not timely appear, trial will proceed without them. Continuances will not be granted due to witnesses who do not appear in a timely manner.

3. Exhibit List. If counsel intends to display an exhibit during argument, or to use demonstrative material such as a diagram during trial, counsel must show it to opposing counsel before trial. The court will rule on objections before trial. If copies or equipment are required for exhibits, it is counsel’s responsibility to arrange for these and to speak to the court assistant about distribution/set up.

C. Two court days prior to the FSC, counsel shall **separately lodge** a binder containing **courtesy copies** of that party’s FSC documents. Each document shall be tabbed and an index provided in the front of each binder. The tab for each motion in limine shall include the motion and opposition. The binder shall be delivered to the courtroom, Department 9.

D. At the commencement of Trial, counsel for each party shall:

1. Lodge a binder containing copies of the party’s exhibit list (with areas for notes for “ID/In Evid” etc) and the exhibits. A joint binder is **not** required; separate binders are permitted. Counsel shall pre-mark their exhibits. Please ensure that the clerk has a courtesy copy of your exhibit list.

2. Pick up blank yellow exhibit tags from the clerk and fill them out (except for clerk's signature and date). If you would like to have a paralegal or secretary fill them out before the first day of trial, please send someone to pick them up from the clerk before trial.

V. COURT TRIALS

A. Five court days prior to trial, counsel shall **separately** file and serve:

1. Witness List. If witnesses are not under subpoena and do not timely appear, trial will proceed without them. Continuances will not be granted due to witnesses who do not appear in a timely manner.

2. Exhibit List. If counsel intends to display an exhibit during argument, or to use demonstrative material such as a diagram during trial, counsel must show it to opposing counsel before trial. The court will rule on objections before trial. If copies or equipment is required for exhibits, it is counsel's responsibility to arrange for these and to speak to the court assistant about distribution/set up.

B. At the commencement of Trial, counsel for each party shall:

1. Lodge a binder containing copies of the party's exhibit list (with areas for notes for "ID/In Evid" etc) and the exhibits. A joint binder is **not** required; separate binders are permitted. Counsel shall pre-mark their exhibits. Please ensure that the clerk has a courtesy copy of your exhibit list.

2. Pick up blank yellow exhibit tags from the clerk and fill them out (except for clerk's signature and date). If you would like to have a paralegal or secretary fill them out before the first day of trial, please send someone to pick them up from the clerk before trial.

IT IS SO ORDERED.

Dated: May 24, 2023



Yvette M. Palazuelos

YVETTE M. PALAZUELOS
Judge of the Superior Court
Yvette M. Palazuelos / Judge