

JUDGE URSULA A. HALL
165th JUDICIAL DISTRICT COURT
201 CAROLINE, 12TH FLOOR
HOUSTON, TX 77002

05/16/2024

ADDENDUM TO ORDER SETTING TRIAL AND SETTING CONFERENCE

IT IS ORDERED: ON THE "FORMAL PRETRIAL CONFERENCE DATE" LISTED IN THIS ORDER RESETTING TRIAL AND CONFERENCE THE PARTIES MUST APPEAR AT 1:30 P.M. ON THE DATE INDICATED (AND HAVE FULFILLED THE REQUIREMENTS FOR CONFERENCE, SUBMISSION, EXCHANGE AND FILING OF WRITTEN DOCUMENTS, LISTED BELOW). FAILURE TO MEET THE "FORMAL PRETRIAL CONFERENCE DATE" REQUIREMENTS MAY RESULT IN RESETTING OF THE TRIAL DATE, DISMISSAL FOR WANT OF PROSECUTION OR OTHER APPROPRIATE SANCTION.

NO LESS THAN SEVEN (7) DAYS BEFORE "PRETRIAL CONFERENCE DATE" LISTED IN THIS ORDER RESETTING TRIAL AND CONFERENCE, THE ATTORNEYS IN CHARGE FOR ALL PARTIES SHALL MEET IN PERSON TO CONFER ON STIPULATIONS AND ALL OTHER MATTERS REFERENCED BY THE MATERIALS REQUIRED TO BE SUBMITTED TO THE COURT UNDER THIS ADDENDUM TO ORDER RESETTING TRIAL AND CONFERENCE, AND SHALL ENDEAVOR TO MAXIMIZE AGREEMENT ON EVERY MATTER POSSIBLE.

NO LESS THAN FIVE DAYS (5) DAYS BEFORE THE "FORMAL PRETRIAL CONFERENCE DATE" LISTED IN THIS ORDER RESETTING TRIAL AND CONFERENCE, THE PARTIES MUST HAVE MET, CONFERRED, EXCHANGED WITH EACH OTHER, AND FILED WITH, OR SUBMITTED TO THE COURT, EACH OF THE FOLLOWING ITEMS (THAT IS, THE FOLLOWING ITEMS LABELED "A"-"S" ARE THE MATERIALS TO BE SUBMITTED TO THE COURT PURSUANT TO THIS PRETRIAL CONFERENCE DATE, ADDENDUM TO ORDER RESETTING TRIAL AND CONFERENCE.

- A. A BRIEF AND CONCISE TRIAL SUMMARY STATING, IF APPLICABLE, EACH OF YOUR SEPARATE CAUSES OF ACTION AND DEFENSES; AND, IF APPROPRIATE, A PRECISE LEGAL STANDARD FOR MEASURE OF DAMAGES (REFERENCES TO CASE LAW AND STATUTES MAY BE INCLUDED);
- B. A WRITTEN STATEMENT OF THE PARTIES' CONTENTIONS;
- C. A WRITTEN STATEMENT OF THE CONTESTED ISSUES OF FACT;
- D. A WRITTEN STATEMENT OF ANY ARGUMENTS BY WHICH THE ISSUES MAY BE SIMPLIFIED;
- E. A WRITTEN STATEMENT OF THE POSSIBILITY OF OBTAINING STIPULATIONS OF FACT;
- F. A WRITTEN STATEMENT IDENTIFYING THE LEGAL MATTERS TO BE RULED ON OR DECIDED BY THE COURT (INCLUDING ANY OUTSTANDING DISPOSITIVE MOTIONS, PLEAS, OR MATTERS IN LIMINE);
- G. A LIST OF DIRECT FACT WITNESSES, OTHER THAN REBUTTAL OR IMPEACHING WITNESSES THE NECESSITY OF WHOSE TESTIMONY CANNOT REASONABLY BE ANTICIPATED BEFORE THE TIME OF TRIAL, WHO WILL BE CALLED TO TESTIFY AT TRIAL, STATING THEIR ADDRESS AND TELEPHONE NUMBER, THE SUBJECT OF THE TESTIMONY OF EACH SUCH WITNESS, AND, THE ESTIMATED LENGTH OF THE WITNESS'S TESTIMONY;
- H. A LIST OF EXPERT WITNESSES WHO WILL BE CALLED TO TESTIFY AT TRIAL, STATING THEIR ADDRESS AND TELEPHONE NUMBER, AND THE SUBJECT OF THE TESTIMONY AND OPINIONS THAT WILL BE PROFFERED BY EACH EXPERT WITNESS AND, THE ESTIMATED LENGTH OF THE WITNESS'S TESTIMONY;
- I. A WRITTEN STATEMENT OF AGREED APPLICABLE POSITIONS OF LAW AND CONTESTED ISSUES OF LAW;

J. PROPOSED JURY CHARGE QUESTIONS, INSTRUCTIONS, AND DEFINITIONS FOR A JURY CASE OR PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW FOR A NONJURY CASE (PLEASE PROVIDE AN EDITABLE ELECTRONIC COPY OF THE SAME TO THE COURT AT THIS HEARING);

K. MARKED COPIES OF ALL EXHIBITS THAT ANY PARTY MAY USE AT TRIAL, INCLUDING ANY DEMONSTRATIVE AIDS, AFFIDAVITS, AND ANY EXHIBITS NOT PREVIOUSLY PRODUCED IN DISCOVERY; OVER-DESIGNATION IS STRONGLY DISCOURAGED AND MAY BE SANCTIONED. (EXCEPT FOR RECORDS TO BE OFFERED BY WAY OF BUSINESS RECORD AFFIDAVITS, EACH EXHIBIT MUST BE IDENTIFIED SEPARATELY AND NOT BY CATEGORY OR GROUP DESIGNATION. RULE 193.7 APPLIES TO THIS DESIGNATION). PLEASE PRODUCE ALL EXHIBITS TO THE COURT REPORTER PRE-MARKED FOR IDENTIFICATION, ALONG WITH A LIST OF EACH;

L. A LIST OF THOSE MARKED EXHIBITS FOR WHICH THE PARTIES WILL STIPULATE TO THE AUTHENTICITY AND ADMISSIBILITY;

M. A WRITTEN STATEMENT OF TRIAL OBJECTIONS TO THE OPPOSITE PARTY'S EXHIBITS, STATING THE BASIS FOR EACH OBJECTION;

N. A WRITTEN STATEMENT OF ANY OTHER MATTERS THAT MAY AID IN THE DISPOSITION OF THE ACTION;

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P. A WRITTEN STATEMENT OF ANY UNRESOLVED "DAUBERT/DUPONT" CHALLENGES AND ANY RESPONSES THERETO;

Q. A WRITTEN ESTIMATE OF THE LENGTH OF TRIAL ("ONE DAY" IS APPROXIMATELY SIX HOURS (THREE HOURS PER SIDE));

R. A WRITTEN STATEMENT OF ANY CONSIDERATIONS THE PARTIES BELIEVE TO BE USEFUL IN SCHEDULING THE TRIAL (INCLUDING, BUT NOT LIMITED TO, FILED VACATION LETTER DATES, OUT-OF-TOWN WITNESSES, DISABILITY ACCOMMODATIONS, LANGUAGE OR HEARING IMPAIRMENT NEEDS, AND THE NECESSITY OF A SEPARATE "ISSUES CONFERENCE");

S. A WRITTEN STATEMENT, FOR THE COURT REPORTER, LISTING THE NAMES OF EACH POTENTIAL WITNESS, AND FOR ANY ANTICIPATED EXPERT WITNESSES A STATEMENT OF HIS OR HER AREA OF EXPERTISE AND A LIST OF SPECIALIZED TERMS THAT MAY BE DIFFICULT TO DISCERN ORALLY, OR SPELL; A COPY OF ANY VIDEOTAPE OR AUDIOTAPE THAT COULD POSSIBLY BE PLAYED OR DISPLAYED IN COURT; AN 8.5X11-INCHES COPY OF ANY OVERSIZED EXHIBITS

URSULA A. HALL
JUDGE, 165TH DISTRICT COURT

CASE - 202116984 FILED - 20210323 COURT - 165th
TYPE - DEBT/CONTRACT - DEBT/CONTRACT
MEDFINANCE SERVICING LLC VS PETTUS, DAVID L

JUDGE URSULA A. HALL
165th JUDICIAL DISTRICT COURT
201 CAROLINE, 12TH FLOOR
HOUSTON, TX 77002

05/16/2024

ORDER FOR SETTING TRIAL AND PRE-TRIAL CONFERENCE

TO ALL COUNSEL AND PRO-SE PARTIES:

THIS CASE IS RESET TO THE TWO-WEEK PERIOD BEGINNING ON 8/19/2024
IF THE CASE HAS NOT BEEN REACHED BY THE SECOND FRIDAY AFTER THIS DATE,
THE TRIAL DATE WILL BE RESET.

1. THE PARTIES ARE ORDERED TO APPEAR FOR A FORMAL PRETRIAL
8/12/2024 AT 1:30 P.M.
2. THE PARTIES ARE ORDERED TO APPEAR FOR A STATUS CONFERENCE/
DOCKET CALL ON 8/15/2024 AT 1:30 O'CLOCK P.M. (via telephone)

UNLESS A NEW SCHEDULING ORDER IS ENTERED, ALL PREVIOUS PRETRIAL
DEADLINES REMAIN IN EFFECT.

THE ATTACHED ADDENDUM TO ORDER RESETTING TRIAL AND CONFERENCE SHALL HAVE
THE SAME FORCE AND EFFECT AS IF SET FORTH FULLY HEREIN.

IF YOU HAVE ANY QUESTIONS CONCERNING THIS ORDER, PLEASE CONTACT THE
COURT COORDINATOR, NICOLE CUMMINS AT (832) 927-2364.
NICOLE_CUMMINS@JUSTEX.NET

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MARK ANDREW CARRIGAN
3100 TIMMONS LN., STE 210
HOUSTON, TX 77027

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JCVG01

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4544 POST OAK PLACE DRIVE SUITE 270
HOUSTON, TX 77027

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