

DESIGNATION AND DISCOVERY STIPULATION AND ORDER - STANDARD CASE

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ROCKLAND
PRESENT: HON. LINDA S. JAMIESON

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Plaintiff(s)

- against -

Index No.

Defendant(s).

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This case has been assigned to the Hon. Linda S. Jamieson and has been designated a standard case. Disclosure must be completed within twelve months of the date of the filing of the RJI.

A. DISCOVERY SCHEDULE

1. Insurance Coverage: If not already provided, shall be furnished on or before _____.

The following information must be provided:

Name of Primary Carrier:

Amount of Coverage:

Name of Excess Carrier(s):

Amount of Coverage:

Self-Insured: ()Yes ()No

2. Bill of Particulars:

(a) Demand for Bill of Particulars shall be served on or before _____ (within two[2] weeks).

(b) Bill of Particulars shall be served on or before _____, but within thirty (30) days of receipt of demand. Defendant to serve Bill of Particulars as to any affirmative defenses within thirty (30) days of receipt of a demand.

(c) A Supplemental Bill of Particulars shall be served by _____ as to Items _____ on or before _____.

3. Authorizations: Medical, Hospital, Other:

() Have been furnished.

() Plaintiff shall provide all necessary doctor and hospital authorizations to defendant(s) within twenty (20) days of the date of this order and not later than _____. Defendant shall request all records within fifteen (15) days of receipt of authorizations, not later than _____.

() Plaintiff shall provide all employment records or tax returns for years _____, no later than _____.

4. Examination before Trial:

() Have been completed/waived.

() Ordered to commence on _____ at the offices of _____.

() All parties are to be deposed.

() Plaintiff(s) are to be deposed.

() Defendant(s) are to be deposed.

Said examinations shall continue from day to day until completed. The priority of examination shall be governed by previously served notices, if any.

5. Physical Examinations/Doctors Reports:

() Physical and/or psychiatric examinations are to be completed no later than _____ (within thirty[30] days of completion of Examination before Trial) and doctor's reports of such examinations shall be exchanged not later than forty-five(45) days after the physical.

6. Third Party Actions/Impleader:

Third party actions, if any, shall be commenced not later than thirty (30) days after the Examination before Trial or the date of this order, whichever is later.

7. Other Discovery:

(a) _____ shall provide to

_____, not later than _____,

the following items: _____

_____.

(b) All parties, on or before _____, shall exchange names and addresses of all witnesses, statements of opposing parties and photographs, or, if none, provide an affirmation to that effect.

(c) Demand for discovery and inspection shall be served by (plaintiff)/(defendant) on or before _____. The items sought shall be produced to the extent not objected to, and objections, if any, shall be stated within ten (10) days of service of the demand.

B. END DATE FOR ALL DISCLOSURE: _____.

FAILURE TO COMPLY WITH THE TERMS OF THIS ORDER MAY RESULT IN SANCTIONS, WHICH MAY INCLUDE COSTS INCURRED BY THE OTHER PARTY, AND ANY OTHER SANCTION AUTHORIZED BY LAW, INCLUDING BUT NOT LIMITED TO CONTEMPT, DISMISSAL, STRIKING OF PLEADINGS.

NO ADJOURNMENTS OF ANY TIME DIRECTIVE ABOVE SHALL BE HAD WITHOUT THE PERMISSION OF THE COURT TO WHICH THIS CASE IS ASSIGNED.

THIS ORDER SUPERSEDES THE STATUTORY STAY IN CPLR 3214 FOR DISPOSITIVE MOTIONS MADE PURSUANT TO CPLR 3211, 3212, OR 3213. UNLESS OTHERWISE ORDERED BY THE COURT ALL PRETRIAL DISCOVERY SHALL CONTINUE NOTWITHSTANDING THE FILING OF A DISPOSITIVE MOTION.

Attorney for Plaintiff(s)
Office Number:
Cell Number:
Fax Number:

Attorney for Defendant(s)
Office Number:
Cell Number:
Fax Number:

Dated: New City, New York

_____, 2011

SO ORDERED:

HON. LINDA S. JAMIESON, J.S.C.