

EXPEDITED JURY TRIAL FORM

SUPERIOR COURT OF NEW JERSEY LAW DIVISION

PLAINTIFF

v.

DEFENDANT

_____ County

Docket Number _____
(to be filled in by the court)

CONSENT ORDER FOR EXPEDITED JURY TRIAL

1. This Order is entered pursuant to Rule 1:1-2 and Evidence Rules 101(a)(4) and 102.
2. The parties request that the Court conduct a binding Expedited Jury Trial to resolve this case. Counsel voluntarily agree to follow the rules and procedures set forth in this Order and represent that their client(s) consent to same.
3. The jury shall consist of six persons with no alternates. Each party will be permitted three peremptory challenges. The parties stipulate that if one juror is excused, the trial shall proceed and a verdict may be rendered by 5 of the jury agreeing.
4. **EVIDENCE:** Each party may call one lay witness for live testimony. A videotape deposition is considered to be live testimony. In addition, counsel may read, show or present to the jury such of the following materials as are marked as exhibits in evidence before the trial begins: any materials obtained or produced in discovery including but not limited to depositions, answers to interrogatories, documents, admissions, expert reports, statements, medical and hospital records, police reports, business records, "writings" (Rule 801e), "photographs" (Rule 1001b), diagrams, and other materials. Documents and materials not produced in discovery may be admitted in evidence by consent. The

evidence will include definitions and diagrams of medical and other specialized terms and procedures of which judicial justice is taken.

5. **OBJECTIONS:** The parties stipulate to: (1) the authenticity of all documents, writings, and photographs; (2) the admission of all business records, expert reports and written statements of persons not giving live testimony, subject to redaction of inadmissible included statements; and (3) the reasonableness and necessity of charges in bills and invoices for services, treatments, therapies, prescriptions, goods, materials and supplies. The following types of objections to deposition testimony are waived: leading, asked and answered, narrative answer, answer not responsive, cumulative, over broad, argumentative, self-serving, and compound question. Before the trial begins, the Court will rule on the following types of objections to the materials listed in paragraph 4: relevance, undue prejudice, misleading, speculative, assuming facts not in evidence, misquoting the evidence or the witness, inadmissible opinion or conclusion, privilege, competence of declarant, and noncompliance with discovery rules or orders; and appropriate redactions will be made. All arguments and rulings shall be placed on the record and preserved for appeal. Except for highly prejudicial evidence inadvertently overlooked, none of these types of objections may be made after the trial begins. Counsel may object at trial to any misreading or mischaracterization of the evidence or improper argument by counsel.
6. Subject to modification at the court's discretion, each attorney shall have a maximum of 15 minutes for opening statements and 30 minutes for summations.
7. Requests to Charge may be submitted only on issues not covered by the Model Civil Jury Charges.
8. Judgment will be entered upon the jury's verdict.

9. The following is also stipulated or ordered:

IT IS SO ORDERED: Date: _____, _____
J.S.C.

We hereby consent to entry of this Order and certify that our clients agree to its provisions:

Attorney for Plaintiff(s)

Attorney for Defendant(s)