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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

,

Plaintiff(s),

v.

,

Defendant(s).
.

No. CV-__-____-PCT-DMF

JOINT FINAL PRETRIAL ORDER

Pursuant to the Scheduling Order entered DATE, the following is the joint proposed final pretrial order to be considered at the pretrial conference set for _____, 201_.

A. COUNSEL FOR THE PARTIES.

Plaintiff(s):
Defendant(s):

B. STATEMENT OF JURISDICTION. Cite the statute(s) which gives this Court jurisdiction.

(e.g. -Jurisdiction in this case is based on diversity of citizenship under Title 28 U.S.C. § 1332.)

Jurisdiction is (not) disputed.

C. NATURE OF ACTION. Provide a concise statement of the type of case, the cause of the action, and the relief sought.

1 (e.g. - This is a products liability case wherein the plaintiff seeks damages for personal
2 injuries sustained when he fell from the driver's seat of a forklift. The plaintiff
3 contends that the forklift was defectively designed and manufactured by the defendant
4 and that the defects were a producing cause of his injuries and damages.)

5 **D. CONTENTION OF THE PARTIES.** With respect to each count of the
6 complaint, counterclaim or cross-claim, and to any defense, affirmative defense, or the
7 rebuttal of a presumption where the burden of proof has shifted, the party having the
8 burden of proof shall list the elements or standards that must be proven in order for the
9 party to prevail on that claim or defense.

10 (e.g. - In order to prevail on this products liability case, the plaintiff must prove the
11 following elements:...)

12 (e.g. - In order to defeat this products liability claim based on the statute of repose, the
13 defendant must prove the following elements:...)

14 **E. STIPULATIONS AND UNCONTESTED FACTS.**

15 **F. CONTESTED ISSUES OF FACT AND LAW.**

16 **G. LIST OF WITNESSES.** A jointly prepared list of witnesses, identifying each
17 as either plaintiffs or defendants, and indicating whether a fact or expert witness, must
18 accompany this proposed order. A brief statement as to the testimony of each expert
19 witness must be included.

20 **H. LIST OF EXHIBITS.** Each party must submit with this proposed order a list
21 of numbered exhibits, with a description of each containing sufficient information to
22 identify the exhibits, and indicating whether an objection to its admission is anticipated.

23 Those portions of depositions that will be read at trial must be listed by page and
24 line number. Exhibits and portions of depositions should be marked according to
25 instructions contained in the scheduling order.

26 **I. MOTIONS IN LIMINE.** Motions in limine shall be served and filed on or
27 before _____201_. Any opposition memorandum to a motion in limine must be
28 served and filed on or before _____, 201_.

