

STANDING PROCEDURES FOR MOTIONS IN LIMINE
DIVISION 40

*IN ORDER TO ASSIST COUNSEL, THE LITIGANTS AND THE COURT, THE FOLLOWING
STANDING PROCEDURES FOR MOTIONS IN LIMINE ARE HEREBY ADOPTED FOR
ORANGE COUNTY CIRCUIT CIVIL DIVISION 40*

The Court finds that certain procedures will expedite and simplify rulings on Motions in Limine and assist in the administration of justice in Division 40. Accordingly, as part of and as a supplement to the Order On Case Management Conference (OCMC) and/or the Uniform Order Setting Case for Jury Trial, Pre-trial Conference and Requiring Pretrial Matters to be Completed (the UNIFORM ORDER) the following Standing Procedures for Motions in Limine are hereby adopted and shall apply to all Motions in Limine filed in Division 40:

1. Any and all Motions in Limine from any party must be filed no later than the timeframe set forth in the OCMC and/or UNIFORM ORDER unless extended by this Court.
2. Before setting the Motions in Limine for hearing before the Court, counsel, not support nor paralegal personnel, must meet either by telephone and/or in person and confer on each and every requested Motion in Limine.
3. Subsequent to the meeting(s) counsel filing the Motion in Limine must prepare and file a stipulation confirming in writing the agreed upon Motions in Limine and the agreements as to each.
4. After the meet and confer requirement has been satisfied, counsel filing the Motion(s) in Limine shall submit to the Court a written memorandum of law, with supporting case law:
 - a. Identifying each item in the Motion(s) in Limine that has not been agreed to by opposing counsel at the meet and confer; and
 - b. Setting forth any arguments and case law in support of the disputed Motion(s) in Limine.

Opposing counsel will have five (5) business days to file a written response if they wish. A hard copy of the motion, memorandum, and response must be provided to the Court (chambers) by U.S. Mail or hand delivery. The Court will review the memorandums and responses thereto, if any, and either;

- a. Rule on the specifically disputed Motion(s) in Limine without a hearing; or
- b. Direct that a hearing be set on the disputed Motion in Limine. The moving party must send out the notice of hearing and specifically set forth in the "Notice" the specific matters that remain in dispute and that will be submitted to the Court for resolution. No additional case law will be considered that has

not been set forth in the previously submitted memorandums or responses unless that case law was issued subsequent to the submittal of the memorandums or responses.

5. Any Motions in Limine not timely filed and/or not discussed at the meet and confer and (if unresolved) not set for hearing will be considered abandoned.
6. The party filing the Motion in Limine will prepare the proposed order on any contested hearing reflecting the Court's rulings.
7. All counsel are reminded that rulings on Motions in Limine are non-final orders subject to modification during trial as evidence is presented.