

CIRCUIT AND SUPERIOR COURTS
38TH JUDICIAL CIRCUIT
ALLEN COUNTY, INDIANA

KRIS HOWARD, FOUAB FEEB,
ALIA TOMEH, and MIKE ZAWAHRI,
AS MEMBERS OF THE INTERIM
COMMITTEE OF THE ST. JOHN
CHRYSOSTOM ANTIOCHIAN
ORTHODOX CHURCH,
Counterclaimant and
Crossclaim Plaintiff,

vs.

THE FORMER PARISH COUNCIL OF
THE ST. JOHN CHRYSOSTOM
ANTIOCHIAN ORTHODOX
CHURCH,
Crossclaim Defendant.

CAUSE NO. 02D01-0506-PL-298

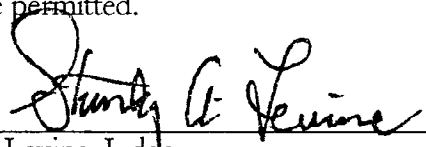
ORDER GOVERNING TRIAL

1. Crossclaimant and Crossclaim Plaintiff appear by Attorney Tim Connor. Crossclaim Defendant appears by Attorney Pat Proctor. Pre-trial Conference is conducted.
2. This matter is set for a first trial setting to the Court for two (2) days commencing at 9:00 a.m. on May 8, 2007. A status hearing for the first setting is scheduled for April 16, 2007 at 10:00 a.m. in Room 317. A final pre-trial order shall be filed by close of Court on April 9, 2007 in preparation for the first trial setting.
3. All counsel who will be litigating this matter are ordered to appear at each status hearing. All pending matters and trial procedure will be discussed and determined at that time.
4. All motions to exclude testimony for any reason, including, but not limited to, objections under I.R.E. 702(a) and/or I.R.E. 702(b) shall be filed by close of Court March 8, 2007 in preparation for the first setting.
5. Witness and exhibit lists shall be exchanged by close of Court March 5, 2007.

NOTE:

- (A) Failure to comply with the witness and exhibit exchange order will preclude presentation of such witnesses and exhibits at trial upon objection of opposing counsel.
 - (B) Each party shall, with specificity, identify the witness and exhibit to be presented. **Generic descriptions** such as “medical provider,” “expert witness,” “character witness,” “investigating police officer,” and “independent medical examiner,” do **not** comply with the provisions of this paragraph. The Court contemplates that, at the very least, a name, address and telephone number, if available, will be provided at the time of the witness and exhibit exchange date.
6. Discovery shall be completed by close of Court March 19, 2007.
7. Late filings will **not** be accepted. Pleadings are deemed filed upon delivery to the office of the presiding Judge. Because of the volume of mail received by the Clerk’s office and critical nature and timing of deadlines contained in this Order, counsel and parties cannot be certain of receipt of pleadings by the Court via U.S. mail.
8. No removals or continuances of any settings or deadlines are permitted.

Dated: November 3, 2006



Stanley A. Levine, Judge
Allen Superior Court

MANNER OF NOTICE:

(X) WITH COPY PURSUANT TO T.R. 72 TO BE SERVED BY:
 X COURT CLERK OTHER: _____

PROOF OF NOTICE UNDER TRIAL RULE 72(D)

A copy of this entry was served, either by mail to the address of record, deposited in the attorney’s distribution box, personally distributed, to the following persons:

Court Packet – 2

Attorney Patrick Proctor and Attorney Dan McNamara, Box 2
Attorney Timothy Connor, Box 47

DATE OF NOTICE: November 3, 2006

INITIALS OF PERSON WHO NOTIFIED PARTIES: mkr COURT CLERK