

[YOUR NAME]
[YOUR ADDRESS]
Telephone: [YOUR PHONE NUMBER]
[YOUR E-MAIL ADDRESS]
Fax: [YOUR FAX NUMBER]

STATE OF ARIZONA
MARICOPA COUNTY SUPERIOR COURT

_____, a [single/married
man/woman],

Plaintiff,

v.

[Name of Defendant] and Jane Doe [last
name of defendant], husband and wife;
JOHN DOES 1-5; JANE DOES 1-5;
BLACK CORPORATIONS 1-5; and
WHITE PARTNERSHIPS 1-5,

Defendants.

Case No. CV _____

JOINT PRETRIAL STATEMENT

(Assigned to the Honorable
[name of the judge])

The parties hereto, having conferred through their undersigned counsel authorized to make binding stipulations, hereby submit the following Pretrial Statement, pursuant to Rule 16(d), Arizona Rules of Civil Procedure.

I. UNCONTESTED FACTS DEEMED MATERIAL

1. [Description of the uncontested facts of the collision.]

II. CONTESTED ISSUES OF FACT AND LAW DEEMED MATERIAL

1. The nature and extent of injuries sustained by Plaintiff as a direct and proximate result of the negligence of Defendant.
2. Whether the traumatic event caused or aggravated [a condition].

- 1 3. Whether a cervical surgery performed on [date] is causally related to the traumatic
2 event.
- 3 4. Whether the traumatic event caused imbalance, dizziness, visual disturbance and
4 associated symptoms in Plaintiff.
- 5 5. Whether the complaints and injuries alleged by Plaintiff are the result of a pre-
6 existing condition.
- 7 6. The amount of money that will fairly and justly compensate Plaintiff for injuries
8 sustained as a result of the alleged negligence of Defendant.

9 **III. SEPARATE STATEMENTS BY EACH PARTY OF OTHER ISSUES OF FACT**
10 **OR LAW WHICH THAT PARTY BELIEVES TO BE MATERIAL**

11 **A. Plaintiff**

12 None

13 **B. Defendant**

14 None

15 **IV. LIST OF WITNESSES**

16 The following are the witnesses who will or may be called to testify upon the trial of this
17 matter:

18 **A. PLAINTIFF'S WITNESSES**

- 19 1. [Your name, probably]
20 2. [List any other witnesses you will call, including medical ones]
21 3. All custodian of record as needed

22 **B. DEFENDANT'S WITNESSES**

- 23 1. All witnesses listed by Plaintiff
24 2. All custodians of record as needed
25 3. [Doctor's name], M.D. (by deposition)
26 4. [Doctor's name], M.D.

27 **V. LIST OF EXHIBITS TO BE USED AT TRIAL**

28 The following are the exhibits which the parties will or may offer into evidence upon the
trial of this matter:

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A. PLAINTIFFS' EXHIBITS

- 1. Report
- 2. Transcript of Recorded Statement of Plaintiff
- 3. Statement of [Witness]
- 4. Medical Records from the following health care providers (in notebook)
 - a. [list each medical provider's records you intend to use]
- 5. Depictions of the cervical spine (illustrative only)
- 6. Itemization of medical expenses
- 7. CV for [Expert witness doctor #1].
- 8. CV for [Expert witness doctor #2].
- 9. All exhibits listed by Defendant.

OBJECTIONS TO PLAINTIFF'S LIST OF EXHIBITS

- 4. Defendant objects on the basis of hearsay
- 5. Defendant objects on the basis of hearsay

B. DEFENDANT'S EXHIBITS

- 1. All exhibits listed by Plaintiff
- 2. Medical records from [medical provider 1]
- 3. Medical records from [diagnostic imaging]
- 4. [Other medical providers, etc.]
- 5. Plaintiff's complete employment file from [employer]
- 6. Photographs of the accident scene
- 7. CV for [their expert witness doctor]
- 8. Statement of Plaintiff

OBJECTIONS TO DEFENDANT'S LIST OF EXHIBITS

None

DEPOSITIONS TO BE READ AT TRIAL

A. PLAINTIFF

1 1. **Deposition of [Co-worker of Plaintiff]:**

2 Summary: [Witness] is employed at [Company], Inc. in [City and State]. At
3 the time of this event, she was a “desk supervisor” with [Company]. She was
4 a member of the team with Plaintiff responsible for managing [description].
5 She was acquainted with Plaintiff because they had been involved in a couple
6 of previous work assignments with her. She did not know Plaintiff
7 personally. [Witness] observed a change in Plaintiff’s ability to perform her
8 job, and described those changes in her deposition. The following portions
9 will be read at trial:

10 14:11 – 16:23

11 18:12 – 22

12 19:4 – 22:3

13 22:18 – 25:21

14 32:20 – 35:20

15 36:11 – 37:25

16 **Defendant’s Position Regarding Deposition of [Witness]:**

- 17 1. No objection to summary.
18 2. No objection to specific designations.

19 **VII. STIPULATION REGARDING FOUNDATION OF EVIDENCE**

20 No custodian of records are required to lay foundation for any medical record. The parties
21 have stipulated to the use of all medical records. By stipulating to the admission of medical records,
22 however, Defendant is not stipulating to the reasonableness or necessity of medical expenses.

23 **VIII. EXCHANGE OF EXHIBITS**

24 The parties hereby certify that all of the foregoing exhibits have been exchanged or made
25 available for inspection and copying. The parties are in the process of preparing a stipulated set of
26 exhibits which may be admitted without objection. The notebook has not been completed at this time.
27
28

1 It may include all of the exhibits. However, a limited number of exhibits any be objected to by either
2 party and will be marked separately.
3
4

5 DATED this _____ day of _____, 2015.

6 [YOUR NAME]

LAW OFFICES OF [DEFENSE COUNSEL]

7
8 By _____

By _____

9 [Your name]
10 [Your address]
11 [your e-mail]
Pro Per

[Defense counsel name]
[Defense counsel address]
[Defense counsel e-mail]
Attorneys for Defendant

12
13 **ORIGINAL** of the foregoing electronically
14 filed/delivered this _____ day of _____,
15 2015, to:

16 Clerk of the Court
17 Maricopa County Superior Court

18 The Honorable [Judge's name]
19 Maricopa County Superior Court
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