

# EXPEDITED CIVIL JURY TRIALS IN MULTNOMAH COUNTY

## Designation of Expedited Cases

Any civil case eligible for jury trial may be designated as an expedited case.

A party seeking the expedited civil jury trial designation must obtain the agreement of all other parties and submit a joint motion and an order to the presiding judge.

The Presiding Judge decides whether to designate a case as expedited.

If the case is designated as expedited, it is exempt or removed from mandatory arbitration and from all court rules requiring mediation, arbitration and other forms of alternate alternative dispute resolution.

## Trial Judge Assignment and Case Management Conference

The Presiding Judge's designation order will also assign the case to a trial judge. The trial judge will have a case management conference within 10 days of the designation. At the case management conference the trial date will be set. The trial date will be no later than 4 months from the date of the designation order.

## Discovery

Whether the discovery plan is by agreement or under the default provisions, all discovery must be completed no later than 21 days before the trial date. ***A party's failure to request or respond to discovery is not a basis for that party to seek postponement of the expedited case trial date.***

### By Agreement

The parties in an expedited case may file a written discovery agreement with the court stating the following:

- o The scope, nature, and timing of discovery;
- o The date discovery will be complete, which must be not later than 21 days before trial.

### Default Discovery

If the parties in an expedited case do not file a discovery agreement, then each party *must* do all of the following *after the designation*:

- o Provide to all other parties within 4 weeks of the expedited case designation:
  - The names and, if known, addresses and telephone numbers of all persons, other than expert witnesses, likely to have knowledge that the party may use to support its claims or defenses, unless the use would be solely for impeachment.
  - A copy of all unprivileged ORCP 43 A(1) documents and tangible things that the party had in its possession, custody, or control and may use to support its claims or defenses, unless the use would be solely for impeachment.
  - A copy of all insurance agreements and policies discoverable pursuant to ORCP 36 B(2).
- o Serve all discovery requests no later than 60 days before the trial date.

After the designation of the case as expedited, each party *may*:

- o Take no more than 2 depositions.
- o Serve no more than 1 set of requests for production.
- o Serve all no more than 1 set of requests for admission.

## Other Provisions

- After a case is designated as an expedited, a party shall not file a pretrial motion without prior leave of the court.
- All expedited civil jury trials will use 6 jurors, plus alternate(s) within the discretion of the court.
- The parties may enter stipulations about the conduct of the trial, including admission of exhibits and how expert testimony will be presented.