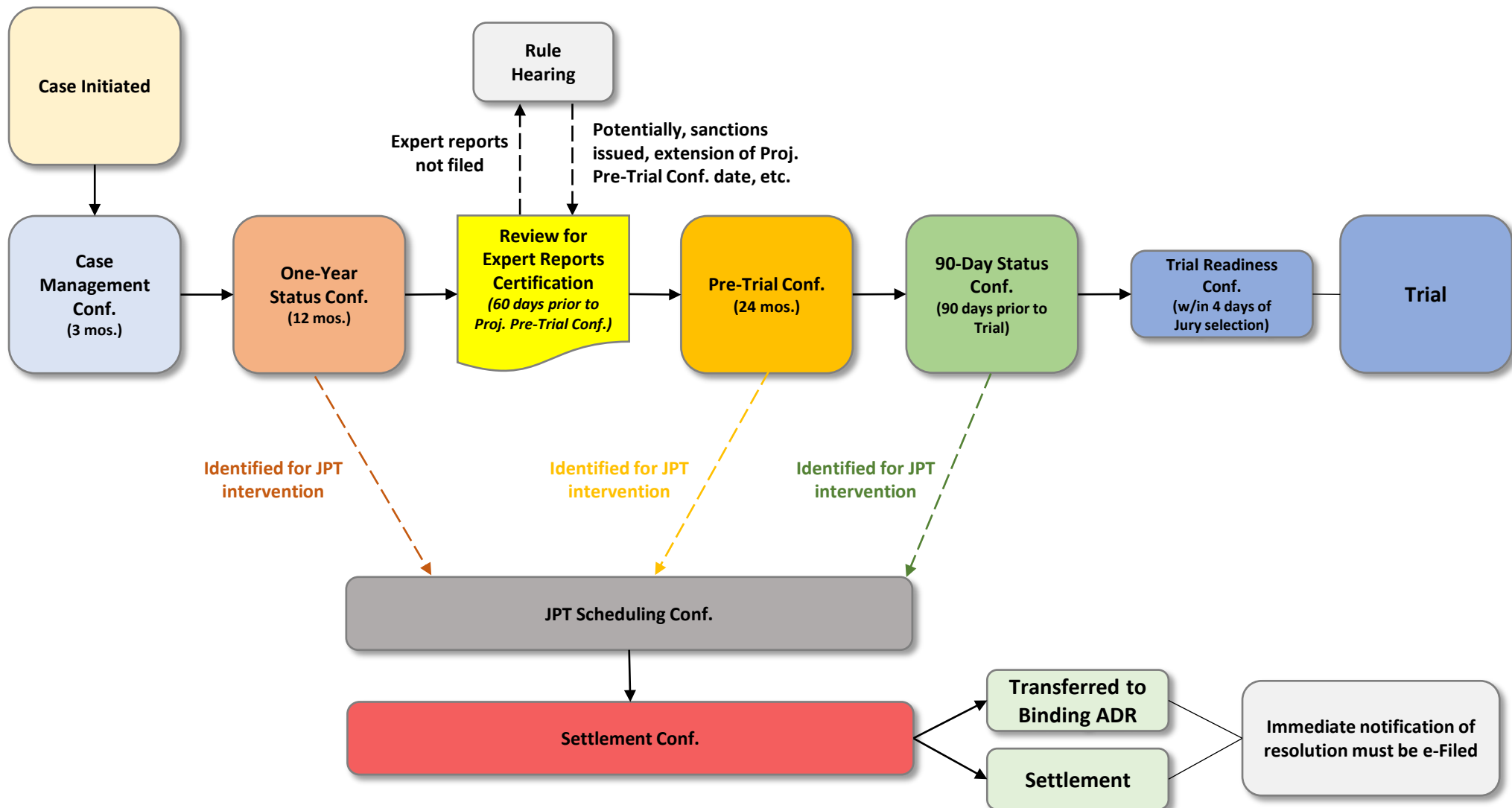


Court of Common Pleas, Trial Division - Civil Medical Malpractice Case Events Workflow



SAMPLE MEDICAL MALPRACTICE CASE MANAGEMENT EVENTS

JAN 2023	APR 2023	JAN 2024	AUG 2024	SEPT 2024	OCT 2024	JAN 2024	90 days before Trial	Within 4 Days of Jury Selection	TBD
Suit filed	Case. Mgmt. Conf. CMO Issued	1-YR Conf. JPT request	Discovery deadline	P's expert report due	D's expert report due P's Cert w/in 10 days Motions due	Pre-trial Conf. JPT request	90 Day Conf. JPT request	Trial Readiness Conf.	Trial
19 months for discovery 20/21 months for expert reports & motions 24 months to Pre-trial Conference 27-30 months to Trial (approx.)									

CASE MANAGEMENT CONFERENCE

- Held *90 days* after lawsuit commenced.
- Case management order issued “on the papers;” no appearance by counsel at conference.

ONE YEAR STATUS

- Short form memorandum due *15 days* prior to conference.
- Discuss status of discovery; expert reports; dispositive motions; stipulations of dismissal of parties.
- Plaintiff required to make reasonable demand.
- Discuss early resolution via JPT settlement conference or private mediation.
- Note that counsel may no longer make private agreements to extend CMO deadlines.

CERTIFICATION OF EXPERT REPORTS

- Certification that ALL expert reports for ALL parties have been exchanged will be filed by plaintiff’s counsel no later than *10 days* after defendant’s expert reports are due.
- If Certification is *not* timely filed, the case will *not* be listed for a Pre-trial Conference. A Notice will be issued to all parties that a Rule to Show Cause (why expert reports have not been exchanged) hearing will be scheduled in *20 days*. Rule Hearings take place in Room 246, City Hall.
- Rule Hearing - sanctions may be imposed upon counsel for failure to reasonably comply with Case Management Orders.

PRE-TRIAL CONFERENCE

- Notice of Pre-trial Conference sent *60 days* in advance.
- Comprehensive Pre-trial Memorandum due *15 days* before conference.
- Counsel must meet and confer prior to conference to get 3 mutually available trial dates within 6 months to propose to the Court.
- Counsel for defendant must have authority to make a reasonable offer or state that it is a “no pay” case to be listed for trial.
- If no offer is made, the case will be deemed ready for trial. Counsel should expect to go to trial within 90 days.
- Counsel for all parties must have authority to respond to Court’s inquiries concerning JPT settlement conference or private mediation.
- Trial date will be assigned.

90 DAY STATUS

- Evaluation with Dan Sherry, Esq. or Peter Hoffman, Esq. for early settlement via JPT Settlement Conference or private mediation.

JPT SETTLEMENT CONFERENCE

- Opportunity to engage in a *3-hour* settlement conference with a highly experienced medical malpractice attorney at no cost.*
- Pre-requisites for approval for a JPT Settlement Conference:
 - All parties requesting the JPT Settlement Conference have authority to negotiate in earnest;
 - Necessary consents/tenders are in place;
 - Plaintiff has made a reasonable demand; and
 - Defense has made a reasonable offer or confidential communication of settlement authority.
- Procedure for scheduling a JPT Settlement Conference:
 - Parties can request that the Conference be scheduled in 30, 60, or 90 days depending on proximity to trial date.
 - Notice of Scheduling Conference will be issued – this is a short discussion to select dates for the JPT conference only. It is not the settlement conference.
 - Upon receipt of Notice of Scheduling Conference, counsel should meet and confer to select 3 mutually available dates for JPT Conference.
 - Order will be issued for a JPT Settlement Conference. JPT is assigned by the Court; counsel is not able to choose.

*The parties can request a JPT Settlement Conference at any time up to and including the 90 Day Status Conference.

TRIAL READINESS CONFERENCE

- Held on Friday or Monday prior to jury selection.
- Trial counsel must attend.
- Discussion of potential settlement, agreement on motions in limine, and trial schedule.