



Court of Claims of Ohio

The Ohio Judicial Center
65 South Front Street, Third Floor
Columbus, OH 43215
614.387.9800 or 1.800.824.8263
www.cco.state.oh.us

WILLIAM RUSSELL
Plaintiff

v.

CLEVELAND STATE UNIVERSITY
Defendant

AND

STEVEN LISS
Plaintiff

v.

CLEVELAND STATE UNIVERSITY
Defendant

Case Nos. 2013-00138 and
2013-00139

Magistrate Holly True Shaver

ORDER OF THE MAGISTRATE

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COURT OF CLAIMS
OF OHIO
2014 NOV 17 PM 1:57

On November 7, 2014, the court conducted a pretrial conference with the parties. As a result of the conference, the court ORDERS the following:

- 1) The court's September 16, 2014 order is AMENDED such that trial is set for *December 8-9, 2014, at 10:00 a.m., December 10, 2014, at 1:00 p.m., and December 11-12, 2014, at 9:00 a.m.;*
- 2) The clerk shall issue another copy of the court's "Additional Trial Requirements" to the parties;
- 3) The parties are otherwise prepared for trial.

HOLLY TRUE SHAVER
Magistrate

JOURNALIZED

cc:

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Additional Trial Requirements and Information

Subpoena

Any request for the issuance of a subpoena, including the issuance of a blank subpoena under Civ. R. 45(A) and any motion for an order designating a person to serve a subpoena under Civ. R. 45(C), must be filed with the clerk's office at least twenty-one days before the date of the trial. Any request for the issuance of a subpoena which is not timely filed need not be processed by the clerk's office. A sample request for the issuance of subpoena(s), request for issuance of subpoena(s) in blank, and subpoena form are enclosed. The subpoena may be filled out and used by the attorney of record. A copy of the subpoena shall be filed with the court prior to the service and again filed with the court after service has been made by the attorney, appointed process server or court reporter.

R.C. 2743.06 provides that the party at whose instance the witness appears is to pay the witness fees and mileage; such expenses are not taxed as costs and are not advanced by the court.

Marking Exhibits

Before commencement of trial, the attorneys shall mark all items to be placed in evidence with the enclosed labels or substantially similar labels. The items shall be marked in the following manner:

- (A) "Joint Exhibit (A, B, C, etc.)" for each item upon which counsel agree to introduce as a Joint Exhibit;
- (B) "Plt. (name) Exhibit (1, 2, 3, etc.)" or "Dft. (name) Exhibit (A, B, C, etc.)" for each item which plaintiff or defendant intends to offer but which cannot be marked as a joint exhibit.

A list of the marked items shall be given to the bailiff or staff attorney before the trial or evidentiary hearing.

Videotaped Testimony and Depositions

Videotaped testimony or videotaped depositions may be offered in accordance with Rule 13 of the Rules of Superintendence for Courts of Ohio. See L.C.C.R. 11(G).

Videoconference

Either party may present trial testimony by using the court's videoconferencing system. Requests to use the videoconferencing system shall be filed in writing at least fourteen days prior to trial.

Pretrial Statements

Pursuant to L.C.C.R. 7(B), pretrial statements shall be filed and served at least seven days prior to the scheduled pretrial conference.

Motion to Convey

A motion to convey an inmate to the situs of trial is necessary when the plaintiff and/or a witness is incarcerated at a penal institution and is to be transported from that institution to the place of trial. The responsible party shall file a motion to convey any plaintiff and/or any witness incarcerated in a penal institution to the situs of trial. Such motion shall be filed at least seven days prior to the pretrial conference. Any response to the motion to convey shall be filed on or before the date of the pretrial conference.

Change of Address/Telephone

If either a party or counsel moves or changes telephone numbers, such person shall file written notice with the court indicating the new address or telephone number.