

CAUSE NO. 2024-CI-05418

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CHINA BRANFORD, INDIVIDUALLY	§	IN THE DISTRICT COURT
AND AS NEXT FRIEND OF E.B.,	§	
A MINOR,	§	
<i>Plaintiffs,</i>	§	
	§	
v.	§	45 th JUDICIAL DISTRICT
	§	
	§	
CITY OF UNIVERSAL CITY, AND	§	
PLAYCORE INC. DOING BUSINESS AS	§	
PLAY & PARK STRUCTURES	§	
<i>Defendants.</i>	§	BEXAR COUNTY, TEXAS

DOCKET CONTROL ORDER AND DISCOVERY CONTROL PLAN (LEVEL 3)

Pursuant to Rules 166 and 190.4 of the Texas Rules of Civil Procedure, the Court enters this docket control order and discovery control plan:

1. This case is set for jury trial beginning on **04/07/2025**.
2. The deadline for completion of discovery is **01/22/2025**.
3. The deadline to join additional parties is **02/07/2025**.
4. The deadline to designate responsible third parties is **02/06/2025**.
5. The deadline for all parties asserting claims for affirmative relief to amend or supplement pleadings is **01/17/2025**.
6. The deadline for all parties resisting claims for relief to amend or supplement pleadings is **01/31/2025**.
7. On or before **12/9/2024** all parties asserting claims for affirmative relief shall designate testifying experts in accordance with Rule 195.5(a) of the Texas Rules of Civil Procedure, and provide a report for each retained expert setting forth the substance of each retained expert’s opinions and the basis for such opinions and all other information contemplated by Rule 195.5(b) of the Texas Rules of Civil Procedure.
8. On or before **01/08/2025** all parties resisting claims for relief shall designate testifying experts in accordance with Rule 195.5(a) of the Texas Rules of Civil Procedure, and provide a report for each retained expert setting forth the substance of each retained expert’s opinions and the basis for such opinions and all other information contemplated by Rule 195.5(b) of the Texas Rules of Civil Procedure.
9. The deadline to file a *Daubert-Robinson* challenge to any expert witness is **02/05/2025** or

within 10 days after completion of the expert's deposition, whichever date is later.

10. The deadline to file dispositive motions is **02/21/2025**.
11. The deadline to complete mediation is **01/31/2025**.
12. On or before **03/10/2025** all parties shall file and serve by e-serve their list of potential trial witnesses indicating for each witness whether the witness will be called live or through deposition testimony. (This deadline does not relate to identification of persons with knowledge of relevant facts contemplated by Rule 194.2 – the parties are expected to list only those witnesses that the parties in good faith believe may be called to testify at trial.)
13. On or before **03/10/2025** all parties shall file and serve by e-serve their list of exhibits to be used at trial.
14. The following deadlines apply with regard to oral deposition testimony any party intends to present at trial:
 - a. On or before **03/17/2025** all parties shall file and serve by e-serve their identification (by page and line number) of oral deposition testimony they intend to present at trial.
 - b. On or before **03/24/2025** all parties shall file and serve by e-serve their identification (by page and line number) of cross-designations of oral deposition testimony and their objections to oral deposition testimony that has been identified by the other parties.
 - c. On or before **03/31/2025** all parties shall file and serve by e-serve their objections to cross-designations of oral deposition testimony.
15. On or before **04/04/2025** all parties shall file and serve by e-serve their motions in limine and jury charges.

Any of the deadlines established by this order can be extended by Rule 11 Agreement signed by all parties or by the Court upon a showing of good cause.

7/5/2024

SIGNED and ENTERED on _____.



PRESIDING JUDGE

**Nicole Garza
Presiding Judge
37th District Court
Bexar County, Texas**

AGREED AS TO FORM:

/s/ Daniel Lopez

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