

**IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
FOR HILLSBOROUGH COUNTY, FLORIDA
CIRCUIT CIVIL DIVISION**

Plaintiffs,

v.

Case No.

Division:

Defendants.

DIFFERENTIATED CASE MANAGEMENT ORDER

**(STREAMLINED CIRCUIT CIVIL CASES
FILED AFTER JANUARY 1, 2025)**

THIS CAUSE comes before the Court in accordance with Florida Rule of Civil Procedure 1.200 and Thirteenth Judicial Circuit Administrative Order S-2024-085 (the “**Case Management Plan**”) or any successor administrative order.

Accordingly, it is now

FOUND, ORDERED, and ADJUDGED that:

1. **Designation of Case.** This case is preliminarily designated as a *Streamlined* civil case, as defined by Florida Rule of Civil Procedure 1.200.
2. **Plaintiff’s Obligation to Serve DCM Order on All Defendants.** Consistent with the Case Management Plan, this Differentiated Case Management Order (the “**DCM Order**”) has been generated automatically upon the filing of the complaint and must be provided to Plaintiff along with the summons. Plaintiff is **DIRECTED** to serve the DCM Order on each and every named defendant in the same manner and at the same time as the complaint itself is served.

3. **Conformity with Time Standards.** The deadlines established in this DCM Order are set in contemplation of the time standards specified in Florida Rule of General Practice and Judicial Administration 2.250(a)(1)(B).

4. **Procedure for Modification of Deadlines.** Counsel or any self-represented parties, or both, may seek to modify the deadlines set forth in this order by either:

a. Filing a motion in accordance with Florida Rule of Civil Procedure 1.200(e)(3) and setting it for hearing; or

b. Stipulating to new deadlines and submitting an Amended Differentiated Case Management Order. The Amended Differentiated Case Management Order (“**Amended DCM Order**”) form is available under the “Forms” tab of the undersigned’s page at <http://www.fljud13.org>. The Amended DCM Order must include a date for a court-ordered case management conference (the “**Court-Ordered Case Management Conference**”). Hearing time for the Court-Ordered Case Management Conference should be secured on either a Uniform Motion Calendar (“**UMC**”) docket or a 15-minute hearing docket.

5. **Firm Trial Date to be Set by Uniform Order Setting Trial and Pretrial.** The deadlines set forth in this DCM Order contemplate a projected trial date within 12 months after the filing of the complaint. A firm trial date will be set through entry of a separate Uniform Order Setting Trial and Pretrial by the Court.

6. **Requirement to Review and Comply with Administrative Order for Circuit Civil Division.** Counsel and any self-represented parties are **DIRECTED** to review and comply with all provisions of Administrative Order S-2024-046 (*Circuit Civil Division*), and any successive administrative order.

7. **Certificate of Conferral for Non-Dispositive Motions.**

a. **When Required.** Parties are required to confer prior to filing motions in accordance with Florida Rule of Civil Procedure 1.202.

- b. **Cancelation of Hearing/Denial of Motion Filed Without Certificate of Conferral.** Counsel and any self-represented parties should anticipate that a hearing set on a motion that lacks such a certification will be canceled and the motion may be denied without a hearing for failure to comply with this requirement.
- c. **Form of Certificate of Conferral.** The certificate of conferral should be substantially in the following form:

Certificate of Conferral Prior to Filing

“I certify that prior to filing this motion, I attempted to resolve the matter by discussing the relief requested in this motion by [date and method of communication (select one of the following: in person, telephone, or video conference)] with the opposing party or counsel and [the opposing party or counsel did not agree to that the motion could be resolved without the necessity of a hearing] OR [the opposing party or counsel did not respond and (describe with particularity all of the efforts undertaken to accomplish dialogue with the opposing party or opposing party’s counsel prior to filing the motion)].”

8. Discovery Provisions.

- a. **Fact Discovery.**
 - i. All discovery must be served in time for a timely response to be received prior to the deadline for completion of fact discovery.
 - ii. All non-expert witness depositions must occur prior to the deadline for completion of fact discovery.
 - iii. Failure to timely complete discovery by the deadline for completion of fact discovery may result in, among other things, exclusion of evidence or other sanctions, or both.
- b. **Expert Discovery.**

- i. Expert disclosure must occur by the deadline indicated below.
- ii. Contemporaneous with disclosure of each expert, the disclosing party must provide to all other parties:
 1. No less than five proposed deposition dates, all of which must be prior to the deadline to complete expert discovery; and
 2. For each expert;
 - a. Identify the expert's area of expertise;
 - b. Identify the subject matter on which the expert is expected to testify;
 - c. Summarize the substance of the facts and opinions to which the expert is expected to testify; and
 - d. Summarize the grounds for each opinion.
- iii. The court may preclude an expert from testifying outside of the disclosed opinions.
- iv. All expert witness depositions must be conducted prior to the deadline for completion of expert discovery.
- v. It is the responsibility of counsel to select experts who:
 1. Are prepared to make themselves available for deposition within the expert discovery period; and
 2. Are prepared to respond promptly to requests for deposition dates.
- vi. If an expert cannot be deposed prior to the deadline for completion of expert discovery despite timely and reasonable efforts of opposing counsel to secure

deposition dates, that expert's testimony may be excluded at trial.

9. **Deadlines.** The deadlines set forth below are **ESTABLISHED** and will **GOVERN** this case and will be strictly enforced by the Court. Counsel and any self-represented parties are **DIRECTED** to review, calendar, and abide by them.

Complaint filing date.	
Deadline for service of complaint. [120 days after filing of complaint; <i>see</i> Rule 1.070(j), Fla. R. Civ. P.]	
Deadline for adding parties. [150 days after filing of complaint; subject to Rule 1.210, Fla. R. Civ. P.]	
Deadline for service under extensions. [180 days after filing of complaint; <i>see</i> Rule 1.070(j), Fla. R. Civ. P.]	
Deadline for filing all objections to pleadings. [180 days after filing of complaint.]	
Deadline for resolution of all objections to pleadings. [200 days after filing of complaint.]	
Deadline for completion of fact and expert discovery. [240 days after filing of complaint.]	
Deadline for filing motion to compel discovery. [254 days after filing of complaint.]	

<p>Deadline for filing and service of motions for summary judgment.</p> <p>[280 days after filing of complaint.]</p>	
<p>Deadline for filing of all pretrial motions excluding motions in limine.</p> <p>[300 days after filing of complaint.]</p>	
<p>Deadline for completion of alternative dispute resolution.</p> <p>[300 days after filing of complaint.]</p>	
<p>Deadline for filing of all motions in limine.</p> <p>[340 days after filing of complaint.]</p>	
<p>Deadline for resolution of all pretrial motions including motions for summary judgment and <i>Daubert</i> motions, but excluding motions in limine.</p> <p>[350 days after filing of complaint.]</p>	
<p>Deadline for resolution of all motions in limine.</p> <p>[359 days after filing of complaint.]</p>	
<p>Month and year of the projected trial term.</p> <p>[360 days after filing of complaint; <i>see</i> Florida Rule of General Practice and Judicial Administration 2.250(a)(1)(B); firm trial date will be set by entry of a Uniform Order Setting Trial and Pretrial (Revised January 1, 2025).]</p>	

ENTERED by the undersigned judge on the date imprinted below.

CIRCUIT JUDGE