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State Court of Fulton County

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Transaction ID: 65861261

Case Number: 20EV002052

Date: Aug 19 2020 03:49PM

LeNora Ponzo, Chief Clerk

Civil Division

IN THE STATE COURT OF FULTON COUNTY  
STATE OF GEORGIA

CYNTHIA KELLEY,	)	
	)	
Plaintiff,	)	
	)	CIVIL ACTION FILE NO.:
v.	)	20-EV-002052
	)	
NORTHSIDE HOSPITAL, INC. d/b/a	)	
NORTHSIDE HOSPITAL SANDY	)	
SPRINGS OUTPATIENT SURGERY	)	
CENTER and JOHN DOES 1-3,	)	
	)	
Defendants.	)	

**CONSENT CASE MANAGEMENT ORDER**

1.

DISCOVERY shall close NO LATER THAN 6 MONTHS after the last answer is filed, which date is January 14, 2021.<sup>1</sup> (This includes, but is not limited to, written discovery and depositions).

2.

a. All PRELIMINARY MOTIONS, including, but not limited to, motions to dismiss, motions regarding venue, service, statute of limitations, or motions to add parties, shall be filed NO LATER THAN September 14, 2020, absent Court Order. (No later than 30 days after the entry of this Order).

<sup>1</sup> Defendant Northside Hospital, Inc.'s Answer was filed on May 4, 2020, while the Georgia Supreme Court's Judicial Emergency Order and civil litigation stay arising from the COVID-19 pandemic was in effect. The parties respectfully request a discovery period of six months from July 14, 2020, when civil litigation deadlines were re-imposed.

b. All other SUBSTANTIVE MOTIONS, including motions for summary judgment, and DAUBERT MOTIONS shall be filed NO LATER THAN February 15, 2021. (No later than 30 days after the close of discovery).

c. Notwithstanding the above, any motions regarding discovery disputes shall be filed within 60 days from the date of the response or event (e.g. deposition) that is the subject of the motion, and in no event later than the close of discovery, absent Court Order. In the event of a discovery dispute, counsel and parties are ENCOURAGED to contact the Court's Staff Attorney at 404-613-4512 to set up a telephone conference PRIOR TO filing any motion to compel or for protective order.

d. There shall be no extensions of these deadlines by agreement of the parties. Any extension of time to file a motion must be made by Order of this Court. If any motion is filed after these deadlines and without this Court's prior written approval by Order, then the motion will be untimely and may not be considered. All motions/briefs are LIMITED to no more than fifteen (15) pages, double spaced, exclusive of attachments, unless otherwise permitted by the Court in writing. Absent prior permission by the Court, no party shall file any reply briefs, which are generally disfavored.

MEDIATION shall be scheduled and completed NO LATER THAN March 15, 2021. (No later than 60 days after the close of discovery). Counsel and all parties, or their representatives, are to appear and participate in good faith in this mediation. Attendance by an attorney or other representative who has full authority to settle all issues in the action is REQUIRED. If the client has not given such authorization to counsel, the client must also appear.

Parties shall stipulate to this Court's trial calendar no later than 95 days after discovery closes. A CONSOLIDATED PRETRIAL ORDER and any motions in limine shall be E-filed NO LATER THAN 1 week prior to trial.

**The failure to comply with the deadlines set forth in this Case Management Order may result in the imposition of sanctions, including striking pleadings, assessment of attorney's fees, exclusion of evidence or witnesses, or other sanctions.**

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Inc.

SO ORDERED, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Judge Eric A. Richardson  
State Court of Fulton County