

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA**  
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In re:

Case No.  
Chapter

\_\_\_\_\_  
Debtor

\_\_\_\_\_  
Plaintiff  
[or Counterplaintiff]  
vs.  
Defendant  
[or Counterdefendant]  
\_\_\_\_\_

ADV. NO. \_\_\_\_\_ - \_\_\_\_\_ -BKC- \_\_\_\_\_ -A



**PRETRIAL ORDER**

In accordance with the Order Setting Filing and Disclosure Requirements for Pretrial and Trial, plaintiff [or counterplaintiff] and defendant [or counterdefendant] have agreed to the terms of this Pretrial Order. Thereupon, it is-

**ORDERED AND ADJUDGED** that:

1. "The following facts are admitted and require no proof": [Set forth a concise statement of each.];

2. "The following issues of fact and no others remain to be litigated": [Set forth a concise statement of each.];

3. "The following issues of law, and no others, remain to be litigated": [Set forth a concise statement of each.];

4. "Attached is a list of exhibits intended to be offered at the trial by each party, other than exhibits to be used for impeachment or rebuttal only".

5. "Attached is a list of each party's witnesses including their names and addresses together with a designation of those witnesses whose testimony is expected to be presented by means of a deposition".

6. "All discovery has been completed" or "All discovery has been completed except..." [Describe any additional discovery required together with a statement of good cause and exceptional circumstances justifying discovery after the pretrial conference].

7. "The estimated length of trial is \_\_\_\_\_".

8. "[Name of attorney] will try the proceeding for the plaintiff [or counterplaintiff] and [name of attorney] will try the proceeding for the defendant [or counterdefendant], each of whom have certified that they are qualified to practice before this court or have been specially admitted for purposes of this proceeding".

9. "The foregoing admissions have been made by the parties, and the parties have specified the foregoing issues of fact and law remaining to be litigated. Therefore, this order shall supersede the pleadings and govern the course of this proceeding".

10. [If applicable] "The parties request a special setting..." [Specify the circumstances justifying a special setting].

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We, \_\_\_\_\_, attorney for plaintiff [or counterplaintiff] and \_\_\_\_\_, attorney for defendant [or counterdefendant], certify that we have met to discuss settlement and that a good faith settlement attempt has been made.

ENTRY OF THIS ORDER IS STIPULATED AND AGREED TO BY:

\_\_\_\_\_  
Attorney for Plaintiff  
[or Counterplaintiff]

\_\_\_\_\_  
Attorney for Defendant  
[or Counterdefendant]

\_\_\_\_\_  
[Name and address  
of Plaintiff's or  
Counterplaintiff's counsel]

\_\_\_\_\_  
[Name and address  
of Defendant's or  
Counterdefendant's counsel]

**Submitted by:**

The party submitting this order shall serve a copy of the signed order on all interested parties and file with the court a certificate of service conforming with Local Rule 2002-1(F).