

IN THE CIRCUIT COURT OF THE FOURTEENTH JUDICIAL CIRCUIT
IN AND FOR BAY COUNTY, STATE OF FLORIDA
CRIMINAL DIVISION

STATE OF FLORIDA

Plaintiff,

vs.

HENRY DICKENS
CHARLES ENFINGER

RAYMOND HAUCK

KRISTIN SCHMIDT
JOSPEH WALSH, II

Defendants.

CASE NO

06-4016CFMA
06-4016CFMB

06-4016CFMD

06-4016CFMF
06-4016CFMG
06-4016CFMH

HAROLD BAZZEL
CLERK OF CIRCUIT COURT
BAY COUNTY, FLORIDA

2007 JUN 21 P 4: 39

FILED

UNIFORM ORDER SETTING CAUSE FOR TRIAL AND PRE-TRIAL

(JURY TRIAL)

This cause being at issue and the Court being otherwise fully advised in the premises, it is hereby

ORDERED AND ADJUDGED as follows:

1. The above entitled cause is hereby set for **Jury Trial October 3, 2007 thru October 12, 2007, commencing at 8:30 a.m., CST.**
2. **Jury Selection** for this matter will commence **September 24, 2007 at 8:30 a.m., CST**, and will continue through September 25, 2007, if necessary.
3. A **PRE-TRIAL CONFERENCE** shall be held in Chambers before the Honorable Michael C. Overstreet, Circuit Judge, at the Bay County Courthouse, Panama City, Florida, from **8:30 a.m., CST, until 12:00 noon, September 6, 2007.**
4. **On or before July 9, 2007**, counsel for the State shall furnish to counsel for the Defendants, and file directly with the Clerk, a list of names and addresses of all witnesses who are expected to testify at the trial of this cause, including experts. **On or before July 23**, counsel for the Defendants shall furnish to counsel for the State, and file directly with the Clerk, a list of names and addresses of all witnesses that are expected to testify at the trial of this cause, including expert witnesses, rebuttal and impeachment witnesses.
5. **On or before August 23, 2007**, counsel shall complete all discovery. The conduct of discovery thereafter, shall be permitted only on the Order of the Court for good cause shown and

which will not delay the trial of this cause.

6. **On or before August 30, 2007**, all motions, including motions in limine, shall be filed.

All pending motions will be heard at the Pre-Trial Conference September 6, 2007.

7. **On or before August 30, 2007**, counsel for the parties shall submit to the Court, with a copy to opposing counsel, written jury instructions and proposed verdict forms. Each jury instruction shall be on a separate sheet of paper; shall be plainly marked with the name and number of the case; shall contain citations of supporting authorities, if any; shall designate the party submitting the instructions; and shall be numbered in sequence. Counsel should confer prior to trial and attempt to agree as to the jury instructions and verdict forms. This paragraph shall not foreclose the right of each party to modify instructions up to and including the instruction conference at the close of evidence. Any party who intends to request that the Court provide a set of written jury instructions for the jury's consideration during deliberations shall be responsible for providing a clean copy of the full jury instructions to the Court.

8. **Prior to the pretrial conference on September 6, 2007**, counsel for the parties shall:

a) Mark all exhibits for identification and prepare a chronological exhibit list for use of Clerk and Court at trial (actual exhibits and documentation evidence shall be available for inspection at this time);

b) Admit or not admit as evidence and list specific objections, if any;

c) Stipulate as to any matter of fact and law about which there is no issue to avoid unnecessary proof;

d) Review all depositions which are to be offered for any purpose other than impeachment to resolve objections to the portions to be offered in evidence;

e) Discuss and complete any other matters which may simplify the issues or aid in the speedy disposition of this action, its Pre-Trial Conference and Trial;

9. Failure to comply with the requirements of this Order shall subject counsel to such sanctions as the Court shall determine just and proper under the circumstances.

10. **Between September 26th and 28th**, Counsel shall test all technical equipment intended to be used at trial. The equipment shall be tested in the Jury Pool Room. Court Technology personnel will be available to assist with any problems which may be encountered. Counsel shall coordinate available times to enter the courtroom with my judicial assistant.

DONE AND ORDERED in chambers at Panama City, Bay County Florida, this 21 day of

JUNE, 2007.



MICHAEL C. OVERSTREET, Circuit Judge

Copies furnished to:

(See Service List Attached)

SERVICE LIST

Ashley S. Benedik

Attorney at Law
1004 Jenks Avenue
Panama City, FL 32401

Hoot Crawford

Attorney at Law
Post Office Box 1103
Panama City, FL 32401

Jonathan Dingus

Attorney at Law
527 Jenks Avenue
Panama City, FL 32401

Waylon Graham

Attorney at Law
Post Office box 327
Panama City, FL 32402

Robert A. Pell

Attorney at Law
514 Magnolia Avenue
Panama City, FL 32401

Robert S. Sombathy

Attorney at Law
434 Magnolia Avenue
Panama City, FL 32401

Walter Smith

Assistant Public Defender
Post Office Box 580
Panama City, FL 32402

James H. White, Jr.

Attorney at Law
229 McKenzie Avenue
Panama City, FL 32401

Michael C. Sinacore

Assistant State Attorney
800 East Kennedy Blvd., 3rd Floor
Tampa, FL 33602-4148