

ATTORNEY OR PARTY WITHOUT ATTORNEY (NAME AND ADDRESS):

TELEPHONE NO:
BAR No.:
ATTORNEY FOR (Name):

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN BENITO**
450 Fourth Street, Hollister, CA 95023

vs.

Plaintiff/Petitioner(s)

Defendant/Respondent(s)

CASE NO: _____

____ AT-ISSUE MEMORANDUM

____ COUNTER AT-ISSUE MEMORANDUM

Nature of Case

____ Motor Vehicle, Personal Injury, Property
Damage, Wrongful Death

____ Personal Injury, Property Damage, Wrongful death

____ Family Law/Parental Relationship

____ Other Civil: _____

1. Time estimated for trial: _____ days. Jury trial requested: _____ NO _____ YES
Indicate dates of unavailability for trial: _____
2. Settlement Conference requested: _____ NO _____ YES
3. Case entitled to preference: _____ NO _____ YES: under code section _____
4. Names, addresses and telephone numbers of all attorneys and parties appearing in person:
FOR PLAINTIFF(S) FOR DEFENDANTS(S) FOR

(FORM CONTINUES)

SIGNATURE AND PROOF OF SERVICE IS MANDATORY.

JURY FEE DEPOSIT OF \$150 MUST BE RECEIVED BY THE COURT AT LEAST 25 DAYS BEFORE TRIAL.

ANY PARTY NOT IN AGREEMENT WITH THIS AT-ISSUE MEMORANDUM MUST, WITHIN 10 DAYS AFTER SERVICE, SERVE AND FILE HIS OR HER OWN AT-ISSUE MEMORANDUM.

****FAMILY LAW OMIT QUESTIONS #5 THROUGH #10****

- 5. Does amount in controversy exceed \$50,000 as to any plaintiff? ___ NO ___ YES
- 6. Are the parties claiming an exemption from mandatory arbitration pursuant to Rule 3.811 of the California Rules of Court? ___ NO ___ YES
Grounds:
- 7. If you are counsel for plaintiff and you are not claiming exemption, have the parties stipulated to arbitration? ___ NO ___ YES
- 8. If you are counsel for plaintiff and do not elect arbitration, do you object to the matter being ordered to arbitration? ___ NO ___ YES
- 9. State the type of injury and special damages in a personal injury case, and the amount of damages and relief Sought in any other case:

10. All indispensable and necessary parties have been served with process or have appeared, and this case is at issue as to all such parties, to my knowledge no other party will be served with process on behalf of my client and I have no law and motion matter pending or contemplated except as may arise in future discovery proceedings. No pleading is to be filed or is unanswered except a cross-complaint on file for six months or more, and all contemplated amendments to pleading are completed except amendments relating to special damages, the true names of parties sued under fictitious names, and the following procedural matters:

Attorney for: _____ By: _____

Typed or printed name: _____ (Signature of attorney who will try case)

PROOF OF SERVICE BY MAIL (CCP 1013A)

I served the At-Issue Memorandum by depositing a copy(ies) thereof enclosed in sealed envelope(s), postage prepaid, in the United States mail, addressed to each party or his attorney as shown in such memorandum on:

_____ at _____, California

At the time of service, I was at least 18 years of age, a United States Citizen employed or residing in the county where the mailing occurred and not a party to the action.

My address is: (residence/business) _____

I declare under penalty of perjury that the foregoing is true and correct and the declaration was executed on _____ at _____, California.

Signature of Declarant: _____

Typed or printed name: _____