

Court File No. _____

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR
GENERAL DIVISION**

BETWEEN: _____ **PLAINTIFF**
_____ **PLAINTIFF**
_____ **PLAINTIFF**

AND: _____ **DEFENDANT**
_____ **DEFENDANT**
_____ **DEFENDANT**

Certificate of Readiness

1. The parties hereby jointly certify that, as of this date, this proceeding is ready for trial and that:

- Pleadings have closed
- No amendments to pleadings are contemplated
- All relevant parties are before the court
- All examinations for discovery have been completed, or are hereby waived
- All interrogatories have been delivered and answered, or or hereby waived
- Lists of documents have been exchanged in accordance with the rules
- All appropriate pre-trial applications have been taken

2. Current estimates of the number of witnesses to be called are as follows:

By the First Plaintiff: _____

Second Plaintiff: _____

Third Plaintiff: _____

By the First Defendant: _____

Second Defendant: _____

Third Defendant: _____

3. Current estimates of the total number of documents to be presented at trial are as follows:

By the First Plaintiff: _____

Second Plaintiff: _____

Third Plaintiff: _____

By the First Defendant: _____

Second Defendant: _____

Third Defendant: _____

A joint Book of Documents _____ be entered in evidence by consent.

It is anticipated that (*check as required*):

- (a) audio recordings may be entered/played in evidence
- (b) video recordings may be entered/played in evidence
- (c) a view of _____ may be required
- (d) a _____ language interpreter may be required for the evidence of _____

and the party or parties proposing same hereby undertake to make all necessary arrangements to facilitate such activities at trial.

4. Current estimates of the number and area of expertise of expert witnesses to be called to give evidence are as follows:

	<u>Number</u>	<u>Area of Expertise</u>
By the First Plaintiff:	_____	_____
Second Plaintiff:	_____	_____
Third Plaintiff:	_____	_____
By the First Defendant:	_____	_____
Second Defendant:	_____	_____
Third Defendant:	_____	_____

- 5. It has been agreed that not more than _____ sitting days is a reasonable time for the hearing of all evidence and argument in this proceeding

OR

The parties are not in agreement as to their estimate of a reasonable time for the hearing of all evidence and argument in this proceeding. The estimates of each party of the time involved in presentation of that party’s case are as follows:

By the First Plaintiff: _____ days

Second Plaintiff: _____ days

Third Plaintiff: _____ days

By the First Defendant: _____ days

Second Defendant: _____ days

Third Defendant: _____ days

- 6. The parties _____ request a settlement conference in which they estimate _____ hours for its completion.

- 7. The parties _____ request a mini trial in which they estimate _____ hours for its completion.

8. The trial record has been filed pursuant to rule 40.04(1)(a).

9. [Check if applicable]

Pursuant to the *Jury Act* we hereby jointly request that this proceeding be tried by a judge with a jury

OR

This proceeding involved an action of defamation, malicious prosecution, false imprisonment, seduction or breach of promise of marriage and the _____ hereby requests, pursuant to subsections 32(1) and(2) of the *Jury Act*, that the issues of fact be tried by a judge with a jury

OR

The _____ hereby requests, pursuant to section 32(3) of the *Jury Act*, that this proceeding be tried by a judge with a jury, for the reasons that:

10. The parties hereby request [or (if a settlement conference or mini trial is requested) anticipate they will ultimately request]

- (a) the earliest available position on the General List; or
- (b) position that will result in trial not before _____, _____ on the General List; or
- (a) a fixed date, for the reasons that:

- (b) an early fixed trial date, for the reasons that:

OR

- The parties cannot agree on the manner and times of setting down of this proceeding for trial.

The position of the First Plaintiff, and the reasons therefore,
are: _____

The position of the Second Plaintiff, and the reasons therefore,
are: _____

The position of the Third Plaintiff, and the reasons therefore,
are: _____

The position of the First Defendant, and the reasons therefore,
are: _____

The position of the Second Defendant, and the reasons therefore,
 are: _____

The position of the Third Defendant, and the reasons therefore,
 are: _____

- 11. If the proceeding is settled before trial we will give the Registrar prompt notice of the settlement by filing a Memorandum of Settlement pursuant to rule 39.09.

- 12. We undertake to give promptly to the Registrar notice in writing of any information that may affect the estimated duration of trial or any changes in contemplated procedure or any circumstances that may result in delay of trial.

- 13. The counsel who shall have carriage of the proceeding at trial and/or who are authorized and will be fully briefed to attend and participate in any pre-trial or other conference are:

By the First Plaintiff: _____

Second Plaintiff: _____

Third Plaintiff: _____

By the First Defendant: _____

Second Defendant: _____

Third Defendant: _____

Dated at _____, Newfoundland and Labrador, this _____ day of _____,

Solicitor for the First Plaintiff

Solicitor for the Second Plaintiff

Solicitor for the Third Plaintiff

Solicitor for the First Defendant

Solicitor for the Second Defendant

Solicitor for the Third Defendant

14. *Check applicable*

The parties jointly estimate that _____ hours is a reasonable time for the conduct of the pre-trial conference in this proceeding.

OR

The parties cannot agree as to an estimate of a reasonable time for the conduct of the pre-trial conference. The longest estimate of any party is _____ hours.

15. _____ practices outside the judicial centre in which the pre-trial conference will likely be held and therefore requests permission to participate in any pre-trial conference by telephone/teleconference and hereby agrees to be responsible for the actual costs of such telephone call or teleconference.