

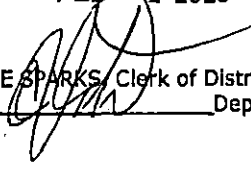
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FILED

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ANGIE SPARKS, Clerk of District Court
By  Deputy Clerk

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MONTANA FIRST JUDICIAL DISTRICT COURT
LEWIS AND CLARK COUNTY

RIKKI HELD, et al., Plaintiffs, v. STATE OF MONTANA, et al., Defendants.	Cause No. CDV-2020-307 Hon. Kathy Seeley PLAINTIFFS' UNOPPOSED MOTION IN LIMINE NO. 1 RE: MANAGEMENT OF TRIAL TIME
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Come Now Plaintiffs Rikki Held, *et al.*, by counsel, and pursuant to the Court's Modified Scheduling Order (Doc. 145), entered June 15, 2022, respectfully submit the following motion *in limine* to move the Court to establish procedures to ensure the fair allocation of trial time as between Plaintiffs and Defendants. A ten-day bench trial has been set for Monday, June 12, 2023, through Friday, June 23, 2023 (Doc. 220). The trial will involve numerous expert witnesses on a variety of technical subjects, hybrid expert witnesses from several State agencies, and fact witnesses, including the Youth Plaintiffs. Realistically, counsel estimate the ten-day bench trial will mean approximately sixty hours of trial time in total, or six hours of trial time per day. Plaintiffs request the Court allocate half of the available trial time (thirty hours) to each side for the presentation of their case in chief, cross of the opposing party's witnesses, and rebuttal. Plaintiffs further request the Court implement a simple mechanism for keeping track of the time used by each party, such as a "chess clock" which displays the time for each party independently and separately, with just one party's time running at a time. Plaintiffs' motion is supported by a brief filed herewith.

Counsel for Defendants have been contacted regarding whether they oppose this Motion and Defendants responded that they do not oppose this Motion.

DATED this 1st day of February, 2023.

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing was delivered by email to the following on February 1, 2023:

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