

JUDGE GEOFFREY L. NEITHERCUT
900 S. Saginaw St. Room 300
Flint, MI 48502
(810) 257-3238

STAFF: Kimberly A. Day, Secretary
Steve Newlin, Law Clerk
Court Clerks: Melodie Harger and Rob Walling

MOTIONS AND OTHER MONDAY MATTERS:

8:45 a.m.	Miscellaneous Civil Motions
9:30 a.m.	Summary Disposition Motions
11:00 a.m.	Show Cause Hearings and PPO Motions
1:30 p.m.	Arraignments
2:30 p.m.	Criminal Motions
3:30 p.m.	Driver's License Restoration Hearings

Adjournments of motions are handled by a telephone call to the Judge's secretary. We do not adjourn motions without date. Only moving party may adjourn and we allow two adjournments on civil motions.

SUMMARY DISPOSITION MOTIONS must be filed and heard prior to mediation. These motions are heard on Mondays at 9:30 a.m. The date for hearing of these motions must be scheduled through the Judge's law clerk. Judge's copies must be provided to law clerk and are not to exceed the 20-page limit pursuant to MCR 2.119 (A)(2).

CIVIL PRE-TRIALS are scheduled and conducted by Judge Neithercut's secretary, Kim Day. Pre-trials are conducted by telephone per instructions attached to the notice (see attached #1). They are scheduled every 10 minutes and calls **MUST** be made at the time designated. The case is then entered into mediation and case evaluation and the pre-trial order (see attached #2 jury trial pre-trial order and #3 non-jury pre-trial order) is prepared and sent to counsel with "cut-off dates" and a trial date.

SETTLEMENT CONFERENCES are not routinely scheduled (at this time)...only when ordered by the Judge or requested by counsel.

JURY AND NON-JURY CIVIL TRIALS are all scheduled for the first day of the term. However, some cases may be scheduled during the second or third week of the term due to conflicts. Regardless of your case age ranking, you must be prepared for trial throughout the term.

Motions in Limine **must be filed and heard** on or before the Monday prior to commencement of trial. Requested Voir Dire, Verdict Form, Jury Instructions, Trial Brief and Theory shall be presented to the law clerk at least three days prior to trial.

When calling to inquire about a case, please have the case number available.

When submitting any pleading please comply with MCR 2.113(C)(1) (e), (f) and (g) which requires the name, business address, telephone number and state bar number of the pleading attorney; the name, address and telephone number of a pleading party appearing without an attorney; and the name and state bar number of each other attorney who has appeared in the action.

When submitting an Order for the Judge's signature, please specify in the entitlement what type of Order it is, pursuant to MCR 2.113(C)(1)(d).

When submitting a Judgment that resolves the last pending claim and closes the case or an Order that disposes of the last pending claim, **these documents must state, immediately preceding the judge's signature, whether it resolves and closes the case** pursuant to MCR 2.602(A)(3).

CRIMINAL PRE-TRIALS/MOTION CUT-OFF dates are scheduled by the Judge at the arraignment. Pre-trials are usually scheduled at 8:30 Tuesday through Friday and are held in the Judge's office. A judge's copy of the motion and brief shall be provided to the law clerk upon filing. The Prosecutor assigned to Judge Neithercut's Court is Kennan DeWitt.

SENTENCINGS are scheduled Tuesday through Friday at 8:30 a.m. On occasion the Judge will schedule a sentencing or two on a Monday at 3:30 or 4:00 p.m.

VIDEO COURTROOM Judge Neithercut's courtroom is a video courtroom. If you need to order a transcript of a court proceeding, please call (810) 424-4454 and follow the automated attendant instructions.

JUDGE'S ALTERNATE When Judge Neithercut is not available for signing orders his alternate is Judge Yuille.