

**Hon. Mark J. Grisanti
Acting Supreme Court
Erie County
(716) 845-7260**

LAW CLERK: Douglas J. Curella Jr., Esq. e-mail to: dcurella@nycourts.gov

SECRETARY: Pamela Miles e-mail to: pmiles@nycourts.gov

USE OF E-MAIL

This court will utilize e-mail as much as possible when scheduling pretrial conferences and other general correspondence. If you do not have an e-mail address, please contact our office immediately.

SCHEDULING

This Court understands the importance of **your time**, which is why we will start pretrials and motions promptly and move the calendar along as quickly as possible. Please be courteous of the Court's time and please be prompt.

MOTIONS

Unless an order to show cause is granted based upon exigencies of time, the original motion papers and appropriate fee must be filed with the County Clerk at least 16 days in advance of the return date (21 days if service is by mail) and include a 7-day demand for responding papers in the notice of motion (CPLR 2214 [b]). Failure to provide sufficient time will entail adjournment of the motion. Duly demanded responding papers not timely filed will not be considered by the Court absent good cause for the delay. Affirmations of good faith are required for motions regarding discovery or particulars. Moving Attorneys are to provide the Court with a proposed order with all motions submitted.

Adjournment of motions cannot be more than four weeks in the aggregate without Court permission. Orders prepared by counsel should be submitted on notice to opposing counsel and will be held seven days for comment unless approval as to form is endorsed thereon or submitted by letter from opposing counsel.

**** Please Submit Motions via Hard Copy AND E-mail****

CONFERENCES

CIVIL:

Pretrial conferences will be scheduled upon the Court's receipt of an RJI and/or calendar Note of Issue. Pleadings and a brief summary of the case are required in advance of the conference and are to be e-mailed to pmiles@nycourts.gov three days prior to the conference.

Any request for an adjournment shall be made to the Judge's secretary and confirmation of all adjournments and notice of rescheduled dates must be made in writing to all parties and the Court.

TRIAL AND HEARINGS

Counsel is expected to engage in vigorous efforts to reach settlement in advance of the trial date so that the jury pool will not be unnecessarily expended. The Court will contact counsel before the trial date to ascertain the status of negotiations.

Adjournments are only with the permission of the Judge. Copies of pleadings, particulars, requests to charge and proposed verdict sheets, and original *in limine* motions, shall be filed five business days, and responding papers filed two business days, in advance of the trial. **Requests to charge should be made by PJI number only unless significant additional language is requested (with cited authorities) along with Proposed Verdict Sheet must be e-mailed to the Judge's Clerk; Douglas J. Curella Jr., Esq., at dcurella@nycourts.gov two days before the start of trial.**

Prior to jury selection, counsel are required to exchange names and addresses of witnesses, including expert witnesses. Prior to the commencement of proof, all exhibits are to be marked for identification.

Special Term Motion Calendar:

Arguments Start at 9:30am

2016
February 4
March 16
April 27
May 19
June 22
July 14
August 4
September 14
October 19
November 17
December 15