

## **CHAPTER 13 JURY RULES**

### **RULE 13.1 REQUEST FOR JURY TRIAL IN EQUITY CASES, ETC.**

A party desiring a jury trial where the right thereto is not guaranteed by law will be deemed to have waived a jury trial unless the party has complied with California Rules of Court, rule 377.

*(Rule 12.1 renumbered rule 13.1 effective July 1, 2005; adopted effective July 1, 2001.)*

### **RULE 13.2 VERDICT FORMS AND INTERROGATORIES**

A party requesting a jury trial shall submit to the trial judge at the times required by these rule and in no event later than 9:30 a.m. on the first morning of trial every form of special and general verdict and every form of interrogatory which may be required for disposition of the case.

*(Rule 12.2 renumbered rule 13.2 effective July 1, 2005; adopted effective July 1, 2001.)*

### **RULE 13.3 REQUEST FOR JURY INSTRUCTIONS**

Requested jury instructions shall be delivered to the trial judge at the times provided herein, or at such other times provided herein, or at such other times as may be ordered by the court. Additional supplementary instructions may be received by the trial judge at such time and on such conditions as may be just.

The request for jury instructions shall have a face sheet with the court cause and action number which will also contain a list of CACI (Judicial Council Civil Jury Instructions) and CALCRIM (Judicial Council Criminal Jury Instructions) instructions requested. Such lists shall have two columns: (1) CACI or CALCRIM number; and, (2) the title of the instruction.

Attached to said cover sheet shall be copies of all CACI and CALCRIM instructions requested with all blanks filled in and all surplusage blocked out. All other instructions requested by a party shall be described in the cover sheet and attached thereto. All such instructions shall be in a form that may be appropriately delivered to the jury for their reference in the jury room (The instructions shall *not* be denominated "Plaintiff's Instruction" or "Defendant's Instruction.")

*(Rule 12.3 renumbered rule 13.3, effective July 1, 2006; amended effective July 1, 2005; adopted effective July 1, 2001.)*

### **RULE 13.4 ATTORNEY TESTIFYING MAY NOT ARGUE THE CASE**

An attorney testifying on the merits of the case as a witness on behalf of his client shall not argue the case to the jury unless by permission of the court.

*(Rule 12.4 renumbered rule 13.4 effective July 1, 2005; adopted effective July 1, 2001.)*

### **RULE 13.5 DEPOSIT AND REFUND OF JURY FEES**

A deposit of jury fees in the statutory amount shall be made by the party requesting a trial by jury as provided in section 631 of the Code of Civil Procedure. In the event that a jury is not required for the trial of any case for which a deposit of jury fees has been made, the deposit will be appropriated by the clerk to the extent of the costs involved in summoning the venire and compensating members of the venire for their

attendance and the remainder of the deposit will be refunded to the depositor unless the venire is used for some other case in which event the entire deposit will be refunded to the depositor.

*(Rule 12.5 renumbered rule 13.5 effective July 1, 2005; adopted effective July 1, 2001.)*

**RULE 13.6 JURY PANELS**

For all trials scheduled in Bridgeport, jurors shall be summoned from Northern Mono County only.

For all trials scheduled in Mammoth Lakes, jurors shall be summoned from Southern Mono county only.

The trial judge, in his discretion, may order a jury panel from throughout the county.

Northern Mono County is hereby designated as the following zip codes: 93517, 93541, 96107 & 96133.

Southern Mono County is hereby designated as the following zip codes: 93512, 93514, 93529 & 93546.

*(Rule 12.6 renumbered rule 13.6 effective July 1, 2005; adopted effective July 1, 2001.)*