



JOHN HOMER WRIGHT  
 CIRCUIT JUDGE - DIVISION ONE  
 18TH JUDICIAL CIRCUIT - EAST  
 501 OUACHITA AVENUE, SUITE 301  
 HOT SPRINGS, ARKANSAS 71901  
 Phone (501) 321-1333 • Fax (501) 623-5149  
 E-mail: [jwright@garlandcountv.org](mailto:jwright@garlandcountv.org)

SHERRI DANIELS  
 TRIAL COURT ASSISTANT

SHARI L. HAMILTON, CCR  
 COURT REPORTER

February 5, 2013

TO: John Howard

Ralph Ohm

FAX: 623-5040

624-7575

RE: ITMO the Petition for Annexation of Certain Lands by the Town of Fountain Lake, Arkansas vs. Rick Davis, Garland County Judge Garland County Circuit Court Case No. CV-2012-1060-1

**NOTICE OF HEARING**

The above referenced case is set for a two-hour hearing on **FRIDAY, MARCH 1, 2013, AT 1:30 P.M.**, Room 300, Garland County Courthouse, 501 Ouachita Avenue, Hot Springs, Arkansas.

*for Sherri Daniels, CCM*  
 Trial Court Assistant

Receipt is acknowledged of the above Notice this 5<sup>th</sup> day of February, 2013, and THAT I HAVE FORWARDED A COPY OF THIS ACKNOWLEDGMENT TO THE OTHER ATTORNEY(S) OF RECORD.

**THIS NOTICE MUST BE ACKNOWLEDGED AND FAXED BACK TO THE COURT THE SAME DAY IT IS RECEIVED.**

*[Signature]*  
 [Return this Notice Immediately to the Court via Facsimile]

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not intended recipient or employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via U. S. Postal Service. Thank you.

*John Howard*  
*Attorney at Law, PA*  
*455 West Grand, Hot Springs, AR 71901*  
*Telephone: (501) 623-5070 Facsimile: (501) 623-5040*

May 9, 2013

Mr. Justin B. Hurst  
Attorney at Law  
518 Ouachita Avenue  
Hot Springs, AR 71901

VIA FAX: 501-623-9391

RE: ITMO the Petition for Annexation of Certain Lands by the Town of Fountain Lake, Arkansas;  
Garland County Circuit No. CV-2012-1060-I

Dear Justin:

This letter is to address your letter dated May 7, 2013 regarding the proposed order following the hearing on May 2, 2013.

The following issues are:

1. Name your client as Intervenor in the style of the case; and
2. Add the new hearing date. It has been continued for 8:30 a.m., Friday, August 9, 2013.

Feel free to contact me if you have questions or need additional information. Thank you.

Sincerely,

*John Howard/san*

John Howard  
Attorney at Law

JH/san

**HURST, MORRISSEY & HURST, P.L.L.C.**  
**ATTORNEYS AT LAW**

AN AFFILIATION OF PROFESSIONAL SERVICE ENTITIES

518 OUACHITA AVENUE  
HOT SPRINGS, ARKANSAS 71901  
TELEPHONE (501) 623-2565  
FACSIMILE (501) 623-9391

RECEIVED  
MAY 8 - 2013  
BY: \_\_\_\_\_

Q. BYRUM HURST, JR., P.A.  
qbh@hmandhlaw.com

TRAVIS J. MORRISSEY, P.A.  
tjm@hmandhlaw.com

JOSH HURST, P.A.  
jqh@hmandhlaw.com

JUSTIN HURST, P.A.  
jbh@hmandhlaw.com

May 7, 2013

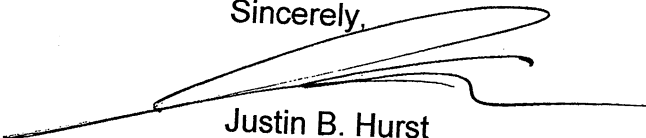
John Howard  
Attorney at Law  
455 W. Grand Avenue  
Hot Springs, AR 71901

Re: In the Matter of the Petition for Annexation of Certain Lands by the  
Town of Fountain Lake, Arkansas  
Garland County Circuit Court Case No.: CV-2012-1060-I

Dear John:

Please find enclosed the proposed Order in this matter. In the event you have any objections please let me know within the next five (5) days and we can either address those or if it meets your approval if you would execute your signature and I will kindly provide the Order to Judge Wright.

Sincerely,

  
Justin B. Hurst

JBH/jmw  
Enclosure

IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS  
CIVIL DIVISION

FILED

IN THE MATTER OF:  
THE PETITION FOR ANNEXATION OF CERTAIN LANDS  
BY THE TOWN OF FOUNTAIN LAKE, ARKANSAS

2013 MAY 6 PM 12 58

JEANNIE PIKE  
GARLAND CO. CIRCUIT CLERK

CASE NO.: CV-2012-1060-I

BY

ORDER FOR CONTINUANCE

NOW ON THIS DAY comes before the Court the Motion for Continuance of the Respondent, GILBERT TILLERY, and from a reading of said Motion and other matters and things before the Court, the Court **DOES FIND** and **ORDER**, that the same should be granted.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED and DECREED that this matter is reset from its current setting of May 3, 2013, until the 9th day of August, 2013, at 830 A .m.

IT IS SO ORDERED.

Original Signed By:  
JOHN HOMER WRIGHT  
CIRCUIT JUDGE

HONORABLE JOHN HOMER WRIGHT  
CIRCUIT JUDGE

DATE ENTERED: MAY 03 2013

Distribution to:  
Justin B. Hurst  
John Howard

\*\*\*\*\*  
\*\*\* TX REPORT \*\*\*  
\*\*\*\*\*

TRANSMISSION OK

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DESTINATION ADDRESS 6235149  
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RESULT OK

**IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS  
CIVIL DIVISION**

**IN THE MATTER OF:  
THE PETITION FOR ANNEXATION OF CERTAIN LANDS  
BY THE TOWN OF FOUNTAIN LAKE, ARKANSAS**

**CASE NO.: CV-2012-1060-I**

**ORDER**

**ON THIS 2<sup>nd</sup> day of May, 2013, comes before the Court the Motion for Continuance of Respondent, Gilbert Tillery, Respondent appearing by and through his attorney, Justin Hurst and Petitioner, the Town of Fountain Lake, appearing by and through its attorney, John Howard, and from arguments of counsel, and other matters and things before the Court, the Court DOES FIND AND ORDER AS FOLLOWS:**

1. Respondent's Motion for Continuance shall be granted.
2. Petitioner, Town of Fountain Lake is not required to publish any further notifications in regards to the new Trial setting in this matter.
3. Any additional costs incurred on behalf of the Town of Fountain Lake as a result of Respondent's Motion to Continue the matter set

IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS  
CIVIL DIVISION

IN THE MATTER OF:  
THE PETITION FOR ANNEXATION OF CERTAIN LANDS  
BY THE TOWN OF FOUNTAIN LAKE, ARKANSAS

CASE NO.: CV-2012-1060-I

ORDER

ON THIS 2<sup>nd</sup> day of May, 2013, comes before the Court the Motion for Continuance of Respondent, Gilbert Tillery, Respondent appearing by and through his attorney, Justin Hurst and Petitioner, the Town of Fountain Lake, appearing by and through its attorney, John Howard, and from arguments of counsel, and other matters and things before the Court, the Court **DOES FIND AND ORDER AS FOLLOWS:**

1. Respondent's Motion for Continuance shall be granted.
2. Petitioner, Town of Fountain Lake is not required to publish any further notifications in regards to the new Trial setting in this matter.
3. Any additional costs incurred on behalf of the Town of Fountain Lake as a result of Respondent's Motion to Continue the matter set for May 3, 2013, may be held against Respondent, Gilbert Tillery. Said expenses, if incurred, shall be put before the Court by a proper separate motion and will be addressed at that time.
4. Respondent, Gilbert Tillery, shall be recognized as properly intervening in this matter and is now a party to the above referenced case.

5. That Justin Hurst is now recognized as the attorney of record for Respondent, Gilbert Tillery, and shall be provided all further notices and pleadings in this matter.
6. That both parties shall submit to this Court within the next three (3) days their conflict schedules for the next ninety (90) days.

**IT IS SO ORDERED.**

\_\_\_\_\_  
**HONORABLE JOHN HOMER WRIGHT**  
**CIRCUIT JUDGE**

**DATE ENTERED:** \_\_\_\_\_

**Approved as to form and content:**

\_\_\_\_\_  
John Howard, Attorney for Petitioner

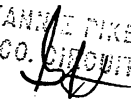
\_\_\_\_\_  
Justin B. Hurst, Attorney for Respondent

IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS

IN THE MATTER OF:  
THE PETITION FOR ANNEXATION OF CERTAIN LANDS  
BY THE TOWN OF FOUNTAIN LAKE, ARKANSAS

CV-2012-1060-I

FILED  
2013 MAY 2 PM 4 12

JEANNE PIKE  
GARLAND CO. CLERK  
BY 

**RESPONSE TO RESPONSE TO PETITION FOR REVIEW, AND RESPONSE TO  
MOTION FOR CONTINUANCE**

Comes now the Town of Fountain Lake, by and through its Mayor, Jack C. Fields, authorized agent on behalf of petitioning landowners, and by and through counsel, John Howard, Attorney at Law, P.A., and for its Responses, states:

1. The petition for annexation in this matter is scheduled to be heard at 1:30 p.m., May 3, 2013.
2. On the afternoon of May 1, 2013, Gilbert Tillery, (hereinafter Tillery) by and through his attorney, Justin Hurst, Hurst, Morrissey & Hurst, PLLC, filed documents titled Response to Petition to for Review, and Motion for Continuance.
2. Tillery's Response alleges general objections "to the proposed annexation the Town of Fountain Lake is requesting," and requests to be present and noticed at all hearings in this matter.
3. Tillery has separately filed a Motion for Continuance asserting that he is a property owner within the proposed annexation area, that he recently learned Ralph Ohm will not be attending the hearing, that he would like legal counsel to be present and prepare a proper defense, and that he would be adversely affected if the annexation is allowed to proceed.
4. Affirmatively pleading, the Town of Fountain Lake asserts that this matter is a voluntary annexation by the majority of property owners in the area; that there is not a land dispute as asserted by Tillery; that Tillery's Response is not timely as this matter has been

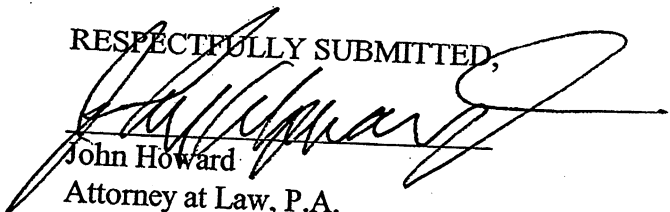


pending for many months; that Tillery has not filed a motion to intervene and has not been named as a party to this matter, and therefore has no standing to file any pleadings or request any relief; that proper notice of this hearing has been provided per statute to all landowners in the area and the public at large by multiple publications in a newspaper of general circulation in the county; that due to such proper notice Tillery has been notified of the hearing well in advance and has had ample opportunity to obtain counsel if he desires; that the attendance of county attorney Ralph Ohm is irrelevant as he has made it known to the Court that Garland County does not consider itself a party and does not intend to present any defense in this matter; that Tillery, and any interested party, is welcome to attend the hearing and be heard by the Court on this matter; that Tillery states no factual basis for a continuance, making only bare allegations that he will be "adversely affected" without stating any substantive facts to establish prejudice; that the Town of Fountain Lake will be adversely affected by a continuance as it has expended resources in publication of notices and preparation for this matter for some time.

5. The Town of Fountain Lake moves to dismiss Tillery's Response and Motion for Continuance and proceed with the hearing as scheduled at 1:30 p.m., May 3, 2013.

6. In the event that the court grants the motion for continuance, the Town of Fountain Lake moves that Tillery be required to post a bond in an amount sufficient to cover any expenses of the town as may be necessitated by the continuance.

RESPECTFULLY SUBMITTED,

  
John Howard

Attorney at Law, P.A.

Attorney for the Town of Fountain Lake

455 West Grand Ave.

Hot Springs, AR 71901

(501) 623-5070

(501) 623-5040(fax)

[Howard.john@sbcglobal.net](mailto:Howard.john@sbcglobal.net)

**CERTIFICATE OF SERVICE**

The undersigned attorney does hereby certify that a copy of the foregoing was served upon Ralph Ohm, County Attorney, Garland County, Arkansas, via facsimile (501) 624-7575; and regular mail, to PO Box 1558, Hot Springs 71902; and upon Justin B. Hurst, Hurst Morrissey and Hurst PLLC, via facsimile (501) 623-9391 and regular mail, 518 Ouachita Ave., Hot Springs, AR 71901.

  
John Howard



JOHN HOMER WRIGHT  
CIRCUIT JUDGE - DIVISION ONE  
18TH JUDICIAL CIRCUIT - EAST  
501 OUACHITA AVENUE, SUITE 301  
HOT SPRINGS, ARKANSAS 71901  
Phone (501) 321-1333 - Fax (501) 623-5149  
E-mail: [jwright@garlandcounty.org](mailto:jwright@garlandcounty.org)

SHERRI DANIELS  
TRIAL COURT ASSISTANT

SHARI L. HAMILTON, CCR  
COURT REPORTER

May 3, 2013

TO: John Howard                      Ralph Ohm                      Justin Hurst

FAX: 623-5040                      624-7575                      623-9391

RE: ITMO: Petition for Annexation of Certain Lands, et al v Rick Davis;  
Garland County Circuit Court Case No.: CV-2012-1060-1

**NOTICE OF HEARING**

The above referenced case, CV-2012-1060-1, is set for a one-half (1/2) day hearing on County Court Appeal of ITMO of: The Petition of Certain Lands by the Town of Fountain Lake, Arkansas vs Rick Davis, Garland County Judge on, **FRIDAY, AUGUST 9, 2013, at 8:30 A.M.**, Room 300, Garland County Courthouse, 501 Ouachita Avenue, Hot Springs, Arkansas.

*Sherrri Daniels*  
\_\_\_\_\_  
Sherrri Daniels, CCM  
Trial Court Assistant

**THIS NOTICE MUST BE ACKNOWLEDGED AND FAXED BACK TO THE COURT THE SAME DAY IT IS RECEIVED.**

Receipt is acknowledged of the above Notice this 3<sup>rd</sup> day of May, 2013, and THAT I HAVE FORWARDED A COPY OF THIS ACKNOWLEDGMENT TO THE OTHER ATTORNEY(S) OF RECORD.

\_\_\_\_\_  
[Return this Notice Immediately to the Court via Facsimile]

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not intended recipient or employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via U. S. Postal Service. Thank you.

## Sandy Nichols

---

**From:** Sandy Nichols [s.nichols1@sbcglobal.net]  
**Sent:** Friday, May 03, 2013 12:05 PM  
**To:** 'jackcfields@peoplepc.com'  
**Subject:** ITMO Petition for Annexation of Certain Lands, et al  
**Attachments:** August 9th Hrg Notice.pdf

Mr. Fields:

Enclosed is a copy of the Notice of Hearing that I received from Judge Wright's office in the above referenced. You will see from the Notice, the hearing has been rescheduled for 8:30 a.m., Friday, August 9, 2013 for a one-half (1/2) day hearing. If you have any questions or wish to discuss your case further please call my office.

*Sandra A. Nichols, Paralegal*  
*John Howard, Attorney at Law, P.A.*  
*455 West Grand Avenue*  
*Hot Springs, AR 71901*  
*(501) 623-5070 Telephone*  
*(501) 623-5040 Fax*  
*s.nichols1@sbcglobal.net*

*John Howard*  
*Attorney at Law, PA*  
*455 West Grand, Hot Springs, AR 71901*  
*Telephone: (501) 623-5070 Facsimile: (501) 623-5040*

May 1, 2013

Honorable John Homer Wright  
Circuit Judge - Division One  
ATTN: Sherri Daniels, Trial Assistant  
501 Ouachita Avenue  
Suite 301  
Hot Springs, AR 71901

VIA FACSIMILE (501) 623-5149

RE: ITMO the petition for Annexation of Certain Lands by the Town of Fountain Lake,  
Arkansas;  
Garland County Circuit No. CV-2012-1060-I

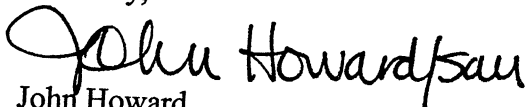
Dear Sherri:

The above referenced was continued and we are trying to determine a new hearing date. I am not available on the following dates:

May 14	June 3	July 12
May 20-24	June 7	July 18
May 28-29	June 17-21	July 22-26
		July 29-Aug 5

Any other dates in that time frame are currently available. If you have further questions or need additional information please do not hesitate to call the office. Thank you for your assistance.

Sincerely,



John Howard  
Attorney at Law

JH/san

cc: Ralph Ohm, County Attorney via fax: 501-624-7575  
Justin B. Hurst, Attorney at Law via fax: 501-623-9391

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\*\*\* TX REPORT \*\*\*  
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TRANSMISSION OK

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**IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS**

**IN THE MATTER OF:  
THE PETITION FOR ANNEXATION OF CERTAIN LANDS  
BY THE TOWN OF FOUNTAIN LAKE, ARKANSAS**

**CV-2012-1060-I**

**RESPONSE TO RESPONSE TO PETITION FOR REVIEW, AND RESPONSE TO  
MOTION FOR CONTINUANCE**

Comes now the Town of Fountain Lake, by and through its Mayor, Jack C. Fields, authorized agent on behalf of petitioning landowners, and by and through counsel, John Howard, Attorney at Law, P.A., and for its Responses, states:

1. The petition for annexation in this matter is scheduled to be heard at 1:30 p.m., May 3, 2013.
2. On the afternoon of May 1, 2013, Gilbert Tillery, (hereinafter Tillery) by and through his attorney, Justin Hurst, Hurst, Morrissey & Hurst, PLLC, filed documents titled Response to Petition to for Review, and Motion for Continuance.
2. Tillery's Response alleges general objections "to the proposed annexation the Town of Fountain Lake is requesting," and requests to be present and noticed at all hearings in this matter.

238pm

**IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS  
CIVIL DIVISION**

**IN THE MATTER OF:  
THE PETITION FOR ANNEXATION OF CERTAIN LANDS  
BY THE TOWN OF FOUNTAIN LAKE, ARKANSAS**

**CASE NO.: CV-2012-1060-I**

**MOTION FOR CONTINUANCE**

**COMES NOW** the Respondent, GILBERT TILLERY, by and through his attorneys, Hurst, Morrissey & Hurst, P.L.L.C., through Justin B. Hurst, and for his Motion for Continuance states and alleges:

1. This matter is set for a Hearing on Friday, May 3, 2013.
2. That Respondent, Gilbert Tillery is a property owner that owns property within the proposed annexation boundary.
3. That Respondent recently learned that Ralph Ohm will not be attending the Hearing scheduled for this Friday and he would like legal counsel to be present and to prepare a proper defense to this proposed annexation.
4. That Respondent, Gilbert Tillery will be adversely affected if the annexation is allowed to proceed and is requesting a brief continuance to retain Justin Hurst to represent him and possibly other property owners in this matter that object to this annexation.
5. That Respondent knows of no pending issues that would be affected by a brief continuance. Respondent makes this Motion in good faith and simply to make sure that he has legal representation at the Final Hearing in regards to this land dispute.

6. That Respondent's counsel has spoken to John Howard (counsel for the Town of Fountain Lake) and Mr. Howard has stated that he does object to Respondent's relief.

**WHEREFORE**, the Respondent, GILBERT TILLERY prays that the Motion for Continuance be granted; that this matter be reset to a date certain in the future; and for all other just and proper relief to which he may be entitled.

Respectfully submitted,  
GILBERT TILLERY, Respondent

By: 

Justin B. Hurst, ABN 2005021  
Hurst, Morrissey, & Hurst, P.L.L.C.  
518 Ouachita Avenue  
Hot Springs, Arkansas 71901  
(501) 623-2565 Telephone  
(501) 623-9391 Facsimile

**CERTIFICATE OF SERVICE**

I, Justin B. Hurst, do hereby certify that a true and correct copy of the above Motion for Continuance has been forwarded by U. S. Mail on this the 1<sup>st</sup> day of May, 2013 to:

John Howard  
Attorney at Law  
455 W. Grand Avenue  
Hot Springs, AR 71901

  
Justin B. Hurst



233 pm

**IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS  
CIVIL DIVISION**

**IN THE MATTER OF:  
THE PETITION FOR ANNEXATION OF CERTAIN LANDS  
BY THE TOWN OF FOUNTAIN LAKE, ARKANSAS**

**CASE NO.: CV-2012-1060-I**

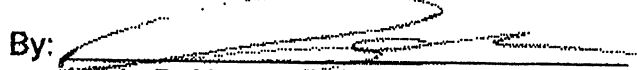
**RESPONSE TO PETITION FOR REVIEW**

**COMES NOW** the Respondent, GILBERT TILLERY, by and through his attorneys, Hurst, Morrissey & Hurst, P.L.L.C., through Justin B. Hurst, and for his Response to Petition for Review, states and alleges:

1. That Respondent objects to paragraph 1 of Petitioner's Petition for Review.
2. That Respondent objects to paragraph 2 of Petitioner's Petition for Review.
3. That Respondent objects to paragraph 3 of Petitioner's Petition for Review.
4. That Respondent objects to paragraph 4 of Petitioner's Petition for Review.
5. That Respondent objects to paragraph 5 of Petitioner's Petition for Review.
6. Respondent affirmatively pleads that he objects to the proposed annexation the Town of Fountain Lake is requesting.
7. Respondent submits that he objects to the proposed annexation and requests to be present and noticed at all Hearings in this matter.

WHEREFORE, the Respondent, GILBERT TILLERY prays that the Court deny and dismiss Petitioner's Petition for Review and for all other just and proper relief to which he may be entitled.

Respectfully submitted,  
GILBERT TILLERY, Respondent

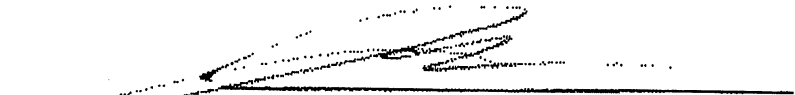
By: 

Justin B. Hurst, ABN 2005021  
Hurst, Morrissey, & Hurst, P.L.L.C.  
518 Ouachita Avenue  
Hot Springs, Arkansas 71901  
(501) 623-2565 Telephone  
(501) 623-9391 Facsimile

**CERTIFICATE OF SERVICE**

I, Justin B. Hurst, do hereby certify that a true and correct copy of the above Response to Petition for Review has been forwarded by U. S. Mail on this the 1<sup>st</sup> day of May, 2013 to:

John Howard  
Attorney at Law  
455 W. Grand Avenue  
Hot Springs, AR 71901

  
Justin B. Hurst

IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS  
CIVIL DIVISION

FILED

2013 JAN 3 PM 3 52

IN THE MATTER OF THE PETITION  
FOR ANNEXATION OF CERTAIN LANDS

TOWN OF FOUNTAIN LAKE, ARKANSAS

PETITIONER

JEANNIE PIKE  
GARLAND CO. CIRCUIT CLERK

VS.

No. CV 2012-1060-I

RICK DAVIS, GARLAND COUNTY JUDGE

RESPONDENT

*[Signature]*

**PRE-TRIAL ORDER**

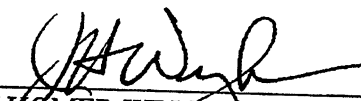
The Court orders that each party file a Pre-Trial Brief within thirty (30) days from the date of this Order which shall contain:

1. The names, addresses and telephone numbers of all parties and their attorneys, including any attorneys who have participated or will participate in pleadings, preparation and/or trial.
2. A brief summary of claims, affirmative defenses, supporting facts and relief sought.
3. Any proposed stipulations (medical special, etc.).
4. The issues of FACT and LAW expected to be contested.
5. A request for or waiver of a trial by jury. If demand for jury trial is made, jury instructions (Except 100 Series) shall be submitted to the Judge at least fifteen (15) days prior to trial.
6. (a) List and briefly describe exhibits and similar objects.  
(b) Names, addresses and telephone numbers of witnesses. **ANY EXHIBIT OR PERSON NOT LISTED OR DISCLOSED IN A TIMELY MANNER BY AMENDMENT HERETO MAY NOT BE CALLED AS A WITNESS.**
7. The status of discovery and the amount of time anticipated to complete all discovery.
8. An estimate of the length of trial.

The pre-trial response shall be timely supplemented in good faith. Amendments to pleadings and/or this Order and Motions shall be filed at least fifteen (15) days prior to trial or be subject to summary denial. It is the duty of each party, upon timely request, to disclose to the other parties all information and material to which a party is entitled in sufficient time to permit

their counsel to make beneficial use thereof. Unless good cause is shown, Plaintiff shall complete all discovery not less than forty-five (45) days prior to trial. Defendant shall complete all discovery not less than thirty (30) days prior to trial. If the name of an attorney is not listed under "Distribution to:", notify Sherri Daniels, Trial Assistant. Violation of this Pre-Trial Order may result in sanctions.

IT IS SO ORDERED.

  
\_\_\_\_\_  
JOHN HOMER WRIGHT, Circuit Judge

DATE: 1/3/2013

Distribution to:

Mr. John Howard  
Attorney at Law  
455 W. Grand Ave.  
Hot Springs, AR 71901

Mr. Ralph Ohm  
Garland County Attorney  
P. O. Box 1558  
Hot Springs, AR 71902-1558