

ATTORNEY OR PARTY WITHOUT ATTORNEY ( <i>Name, state bar number, and address</i> ):  TELEPHONE NO: _____ FAX NO: _____ ATTORNEY FOR ( <i>Name</i> ): _____	<i>FOR COURT USE ONLY</i>
<b>SUPERIOR COURT OF CALIFORNIA · COUNTY OF FRESNO</b> <b>CRIMINAL DEPARTMENT Central Division</b> <b>1100 Van Ness Avenue</b> <b>Fresno, California 93724-0002</b>	
TITLE OF CASE: _____	
<b>AT ISSUE MEMORANDUM</b> <input type="checkbox"/> <b>COUNTER</b>	
CASE NUMBER: _____	

Nature of Case:

- |   |  |
|---|--|
| <input type="checkbox"/> General Civil<br><input type="checkbox"/> Collections<br><input type="checkbox"/> Other (Specify): _____ | <input type="checkbox"/> Family Law<br><input type="checkbox"/> Unlawful Detainer<br><input type="checkbox"/> Other (Specify): _____ |
|---|--|

**THE COURT IS REQUESTED TO SET THIS CASE FOR TRIAL**

1. I \_\_\_\_\_, declare:
  - a.  All essential parties have been served with process or have appeared and this action is at issue. I request that all unserved parties named in my pleading, except fictitiously named parties, be dismissed without prejudice.
  - b.  All essential parties have not been served with process or appeared and this action is NOT at issue.
  - c.  I represent a defendant and I believe this action is at issue and ready to be set for trial.
2.  A jury trial is demanded (If a jury trial is demanded in a general civil case, trial must be set through the Case Management Conference).
3. Estimated time for trial: \_\_\_\_\_ hours \_\_\_\_\_ days
4.  This case was referred to Alternative Dispute Resolution (ADR), and ADR proceedings have been concluded.
- \* 5. For General Civil cases in which an early trial date is requested pursuant to Local rules 3.8 and 3.10, list dates not available for trial within the next 90 days:
- \* 6. For other cases, with the exception of unlawful detainer cases, list dates not available for trial within the next 3-6 months:

\*\* 7. List all other names, addresses, and telephone numbers of attorneys for the parties or of parties appearing without counsel

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Representing:

- |  |  |
|--|--|
| <input type="checkbox"/> Plaintiff         | <input type="checkbox"/> Defendant       |
| <input type="checkbox"/> Cross-complainant | <input type="checkbox"/> Cross-defendant |

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Name:

--	--

Representing:

- |  |  |
|--|--|
| <input type="checkbox"/> Plaintiff         | <input type="checkbox"/> Defendant       |
| <input type="checkbox"/> Cross-complainant | <input type="checkbox"/> Cross-defendant |

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Name:

\* If a Counter At Issue Memorandum is to be used only to indicate trial dates not available, complete paragraph 5 or 6 only, otherwise the entire form must be completed.

\*\* The word "plaintiff" includes cross-complainant, "defendant" includes cross-defendant, and singular includes the plural.

(Continued on reverse)

CASE TITLE	CASE NUMBER:
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\_\_\_\_\_

Representing:

- Plaintiff                       Defendant  
 Cross-complainant               Cross-defendant

\_\_\_\_\_

Name:

\_\_\_\_\_

Representing:

- Plaintiff                       Defendant  
 Cross-complainant               Cross-defendant

\_\_\_\_\_

Name:

\_\_\_\_\_

Representing:

- Plaintiff                       Defendant  
 Cross-complainant               Cross-defendant

\_\_\_\_\_

Name:

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated:

\_\_\_\_\_  
(TYPE OR PRINT NAME)

\_\_\_\_\_  
(SIGNATURE)

**PROOF OF SERVICE BY MAIL**

(must be completed in full or At Issue Memorandum will not be accepted for filing)

At the time of mailing, I was at least 18 years of age, not a party to this cause and a resident of or employed in the county where the mailing occurred.

My residence or business address is (*specify*):

I enclosed a true copy of this notice of At Issue Memorandum and referenced documents in a sealed envelope by first-class, postage fully prepaid mail and depositing the envelope  directly in the United States mail OR  at my place of business for same-day collection and mailing with the United States mail, following our ordinary business practices with which I am readily familiar.

The envelope was addressed and mailed as follows:

- (1) Addressed as shown in item 7 above,  and in attachment 8.
- (2) Date of mailing:
- (3) Place of mailing (*city and state*):

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated:

\_\_\_\_\_  
(TYPE OR PRINT NAME OF DECLARANT)

\_\_\_\_\_  
(SIGNATURE OF DECLARANT)