

## CPLR ARTICLE 40: TRIAL.

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Motions for the Court to appoint an Advisory Jury or Hearing Referee must be made no later than 20 days from joinder of issue.

Whichever party filed the Note of Issue must then furnish the court with copies of all pleadings, marked to show which allegations are either specifically admitted or in the alternative controverted.

If parties so stipulate, Court can fix place for trial outside of court.

Parties each have the right to make opening and closing statements; Plaintiff goes first when opening, Defendant when closing.

The Court determines the sequence of trying individual issues. Trials last until they are concluded.

Formal "exceptions" to rulings are unnecessary; party need only make specific objection to preserve right of appeal.

Any in-camera (in chambers) session with an infant shall be taken down stenographically. However such only becomes part of the official "record" if the case is sent up on appeal, and only then under seal.