

Exhibit List Sample and Guidelines

Below is a sample format of an exhibit list for Judge John D. Love. Parties are free to generate and format their exhibit lists in a manner convenient to them, but the list shall contain at least the minimum information set forth below.

The exhibit list shall contain all exhibits that the parties intend to offer for admission into evidence. Those exhibits should be appropriately labeled as Plaintiff’s or Defendant’s exhibits, *e.g.*, PX-1, DX-1. Any exhibits that have been produced by bates number must also include the bates number. Any physical exhibits that the parties intend to offer into evidence should also be listed and designated as such, *e.g.*, PPX-1, DPX-1.

This list shall also include any documents or things the parties intend to use for demonstrative purposes. These are items that will not be entered into evidence, but will be used in the course of trial for demonstrative purposes and must be disclosed.¹ They should be labeled and designated as such, *e.g.*, PDX-1, DDX-1.

(Sample)

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

Plaintiff		Case No. 6:XX-XXX			JOHN D. LOVE Judge Presiding					
v.		PLAINTIFF’S EXHIBIT LIST			Jury Trial/Hearing Date(s):					
Defendant		Plaintiff’s Attorney(s):			Defendant’s Attorney(s):			Court Reporter:		
								Courtroom Deputy: Sharon Baum		
Exhibit No.	Description	Bates No.	Will Use	May Use	Likely Won’t Use	Objection	Admitted	Date	Witness	
PX-1	U.S. Patent No. 0,000,000	000-0001	X							
PX-2	E-mail from John Smith to Jane Do	000-0002		X						
PX-3	Product Brochure	000-0003			X					
PDX-1	Claim Chart			X						
PPX-1	Accused Product			X						

¹ The parties are not required to have prepared or exchanged demonstratives at this time; however, the list should include placeholders for all intended demonstratives. To the extent a demonstrative has been prepared, or the party is aware of its intent to use a particular document for demonstrative purposes only, those items should be exchanged, appropriately identified, and included in the exhibit list. The Court will order the exchange of all demonstratives at a time closer to trial.