

# Samples

## Demand for Exchange of Expert Witness Information

1 PAUL SAMPLE  
2 123 Main Street  
3 Sacramento, CA 95814  
4 916-555-1212

5 PAUL SAMPLE, IN PRO PER

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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 FOR THE COUNTY OF SACRAMENTO

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12  
13 PAUL SAMPLE, ) Case No.: 34-2013-00012345  
14 Plaintiff, )  
15 vs. ) DEMAND FOR EXCHANGE OF EXPERT  
16 DOUG DEFENDANT, ) WITNESS INFORMATION  
17 Defendant )

18  
19 PARTY MAKING THIS DEMAND: Paul Sample  
20 DATE AND TIME OF EXCHANGE: October 28, 2013 at 9:00 am  
21 PLACE OF EXCHANGE: 1014 Maple Street, Sacramento, CA 95814

22 Paul Sample demands under CCP §§ 2034.210-2034.310 that, on or before the  
23 date of exchange and at the above place of exchange, all parties to this action participate in  
24 a mutual and simultaneous exchange of information concerning each party's expert trial  
25 witness(es), in writing as required by CCP §§ 2034.210-2034.310, to the following extent:

26 1. Either a written list containing the name and address of each natural person (including  
27 any party) whose oral or deposition testimony in the form of an expert opinion the  
28 responding party expects to offer in evidence at the trial, or a statement that the responding  
party does not presently intend to offer the testimony of any expert witness.

2. If any witness on the list to be exchanged is a party, an employee of a party, or has  
been retained by a party for the purpose of forming and expressing an opinion in  
anticipation of the litigation or in preparation for the trial of the action, an expert witness

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DEMAND FOR EXCHANGE OF EXPERT WITNESS INFORMATION

Demand for Exchange of Expert Witness Information (page 1)



1 declaration signed by the responding party's attorney of record (or, if that party is without an  
 2 attorney of record, by the party), containing for each such witness:

3 (a) A brief narrative statement of the qualifications of the expert;

4 (b) A brief narrative statement of the general substance of the testimony that the expert is  
 5 expected to give;

6 (c) A representation that the expert has agreed to testify at the trial;

7 (d) A representation that the expert will be sufficiently familiar with the pending action to  
 8 submit to a meaningful oral deposition concerning the specific testimony, including any  
 9 opinion and its basis, that the expert is expected to give at trial; and

10 (e) A statement of the expert's hourly and daily fee for providing deposition testimony.

11 Under CCP § 2034.210(c), each party is also required to produce for inspection and  
 12 copying, at the time and place of exchange stated above, any discoverable reports and  
 13 writings made in the course of preparing an expert opinion by any witness on the list to be  
 14 exchanged who is a party or an employee of a party or who has been retained by a party for  
 15 the purpose of forming and expressing an opinion in anticipation of the litigation or in  
 16 preparation for the trial of the action.

17 DATED: January 30, 2024

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19 PAUL SAMPLE  
 20 In Pro Per

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 DEMAND FOR EXCHANGE OF EXPERT WITNESS INFORMATION

Demand for Exchange of Expert Witness Information (page 2)

## Written Exchange of Expert Information

1 Doug Defendant  
2 987 Oak Street  
3 Sacramento, CA 95828  
4 916-555-9876

5 DOUG DEFENDANT, IN PRO PER

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7

8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 FOR THE COUNTY OF SACRAMENTO

10

11 PAUL SAMPLE,  
12 Plaintiff,  
13 vs.  
14 DOUG DEFENDANT,  
15 Defendant

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17 PARTY MAKING THIS DEMAND: Paul Sample  
18 DATE AND TIME OF EXCHANGE: October 28, 2013 at 9:00 am  
19 PLACE OF EXCHANGE: 1014 Maple Street, Sacramento, CA 95814

20 The name and address of each person whose expert opinion Doug Defendant expects to  
21 offer in evidence at the trial are:  
22 Edward Expert, 15 Harbor Lane, Sacramento, CA 95835, 916-555-4567

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Requesting party's name, address, and telephone number. "In Pro Per" means you are representing yourself.

County

Case Number

Case No.: 34-2013-00012345

Names of the parties

WRITTEN EXCHANGE OF REQUIRED EXPERT WITNESS INFORMATION (CCP §2034.260) AND EXPERT WITNESS DECLARATION (CCP §2034.260(c))

Name of demanding party, with date, time, and location of exchange

Name of responding party

List the name, address, and telephone number of each expert you intend to call as a witness at trial

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WRITTEN EXCHANGE OF EXPERT WITNESS INFORMATION

Written Exchange of Expert Witness Information (page 1)



EXPERT WITNESS DECLARATION

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2 **Doug Defendant declares:** For any expert who is a party, employee of a party, or expert retained for the purpose of providing opinion testimony at trial, you must write an expert witness declaration.

3 Include your name and party designation.

4 1. I am the **defendant, in pro per**, in this action.

5 2. I make this expert witness declaration as required by Code of Civil Procedure §2034.260(c).

6 3. I am informed and believe that the following facts are true about **Edward Expert**:

7 (a) **Qualifications:** Describe the expert's qualifications, including education, work history, publications, membership in professional organizations, etc.

8 **Edward Expert is a structural engineer at the University of California (Berkeley) in 1990, an M.S. degree in structural engineering from Harvard in 1992, and a Ph.D. degree in structural engineering from UC Berkeley in 1995. He has been employed as a structural engineer from 1995 to the present with Acme Engineering, Inc. He is also an Adjunct Professor of Engineering at the American River College in Sacramento, and is the author of the following books, articles, and treatises:**

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- "Structural Engineering Basics" (2010), published by TextBook Publishing, Inc.
- "Fatigue Assessment and Service Life Prediction of Existing Wooden Structures," Journal of Structural Engineering, Fall 2011

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14

15 **Dr. Expert is a member of the following professional societies:**

16 

- Council of American Structural Engineers
- American Society of Civil Engineers

17 (b) **General substance of testimony this expert is expected to give:** Describe the general substance of the testimony the expert will give at trial

18 **Dr. Expert was retained by Doug Defendant to review the blueprints for a porch built at plaintiff Paul Sample's residence, to determine the cause of the porch's collapse. Based on his tests and expertise, Dr. Expert formed an opinion that the cause of failure was stress and that this design defect was foreseeable.**

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20 (c) **This expert's hourly fee for providing deposition testimony is \$200 per hour. This expert's daily fee for providing deposition testimony is \$750.** Provide the expert's fee amount

21

22 4. Each expert identified in this declaration has agreed to testify at the trial and will be sufficiently familiar with the pending action to submit to a meaningful oral deposition concerning any opinion and its basis.

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24 I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct except for matters Date signed and name of demanding party and as to those matters I believe it to be true.

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27 DATED: January 30, 2024

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Doug Defendant, In Pro Per

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WRITTEN EXCHANGE OF EXPERT WITNESS INFORMATION

Written Exchange of Expert Witness Information (page 2)