

Superior Court Standing Order 1-17:

Waiver of Detailed Written Findings of Fact Under Superior Court Rule 20(2)(h)

Applicable to All Counties

1. For purposes of Superior Court Rule 20(2)(h), the phrase “waiver of detailed written findings of fact” means waiver of written judicial findings with the level of detail required by Mass. R. Civ. P. 52(a). It does not mean waiver of findings that provide the equivalent of a jury verdict within the meaning of Mass. R. Civ. P. 49. See also Mass. R. Crim. P. 27.
2. Therefore, when the parties agree to waive detailed findings by the judge in a bench trial, the following rules shall apply:
 - a. The judge shall, at a minimum, answer special questions on the elements of each claim, at a level of detail comparable to a special jury verdict form pursuant to Mass. R. Civ. P. 49(a), unless the parties explicitly choose, or the judge expressly orders, findings in the form provided by Mass. R. Civ. P. 49(b) (a general verdict accompanied by answer to interrogatories).
 - b. The parties waive all arguments in the trial court or on appeal that require or depend upon the existence of detailed written findings of fact. Any appellate review of the court’s decision and of the judgment entered shall be according to the standard of review that would apply to a verdict by a jury in a case tried to a jury and to the judgment entered thereon. In addition, the parties may agree to waive their rights of appeal in whole or in part.

/s/ Judith Fabricant
Judith Fabricant
Chief Justice of the Superior Court

Adopted: December 2, 2016

Effective: January 1, 2017

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Yi-Tong Ma



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California. Court of Appeal (4th Appellate District). Division 2. Records and Briefs California (State)., Number of Exhibits 4

California Forms of Pleading and Practice Annotated Matthew Bender (Firm),1989

State Workers' Compensation Administration Profiles ,1997 [Information on the Administration of Workers' Compensation Programs in Each State and the District of Columbia](#) ,1996

[Pierce's Code, State of Washington, Cyclopedic Arrangement, Including Laws 1919](#) Washington (State),1926

Reference Manual on Scientific Evidence National Research Council,Federal Judicial Center,Policy and Global Affairs,Committee on Science, Technology, and Law,Committee on the Development of the Third Edition of the Reference Manual on Scientific Evidence,2011-10-26

The Reference Manual on Scientific Evidence Third Edition assists judges in managing cases involving complex scientific and technical evidence by describing the basic tenets of key scientific fields from which legal evidence is typically derived and by providing examples of cases in which that evidence has been used

First published in 1994 by the Federal Judicial Center the Reference Manual on Scientific Evidence has been relied upon in the legal and academic communities and is often cited by various courts and others

Judges faced with disputes over the admissibility of scientific and technical evidence refer to the manual to help them better understand and evaluate the relevance reliability and usefulness of the evidence being proffered

The manual is not intended to tell judges what is good science and what is not

Instead it serves to help judges identify issues on which experts are likely to differ and to guide the inquiry of the court in seeking an informed resolution of the conflict

The core of the manual consists of a series of chapters reference guides on various scientific topics each authored by an expert in that field

The topics have been chosen by an oversight committee because of their complexity and frequency in litigation

Each chapter is intended to provide a general overview of the topic in lay terms identifying issues that will be useful to judges and others in the legal profession

They are written for a non technical audience and are not intended as exhaustive presentations of the topic

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procedure, cross references, general index Washington (State), 1929 *The Pacific Reporter* ,1922 Comprising all the decisions of the Supreme Courts of California Kansas Oregon Washington Colorado Montana Arizona Nevada Idaho Wyoming Utah New Mexico Oklahoma District Courts of Appeal and Appellate Department of the Superior Court of California and Criminal Court of Appeals of Oklahoma varies The Irish Law Times and Solicitors' Journal ,1890 **Illustrated Phonographic World** ,1900 **Reports of Cases Determined in the Appellate Courts of Illinois** Illinois. Appellate Court, Martin L. Newell, Mason Harder Newell, Walter Clyde Jones, Keene Harwood Addington, James Christopher Cahill, Basil Jones, James Max Henderson, Ray Smith, 1914 **The Northeastern Reporter** ,1911 Includes the decisions of the Supreme Courts of Massachusetts Ohio Indiana and Illinois and Court of Appeals of New York May July 1891 Mar Apr 1936 Appellate Court of Indiana Dec 1926 Feb 1927 Mar Apr 1936 Courts of Appeals of Ohio

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