

## **Requests, Summons, & Subpoenas to Attend Court or Arbitration Hearings**

Requests, summons, and subpoenas from third parties to attend court, trial, and arbitration hearings must conform to the following conditions and apply to all staff at Mills Psychology.

Dr. Mills charges a flat day rate of \$2000 for all requests, summons, and subpoenas to attend court or arbitration hearings plus the OPA hourly rate for any additional preparation, file review, or meetings with clients and/or legal counsel prior to or after attendance. Because Dr. Mills' schedule is often booked several weeks in advance, last minute requests and subpoenas for attendance may encounter conflicts with previously scheduled professional activities. All proper efforts to make accommodations will be attempted, however, it is best to notify Dr. Mills months in advance of any intention to call him as a professional witness. All clients and/or their legal counsel should give plenty of notice to allow Dr. Mills to prepare for his testimony. A \$2000 retainer must be sent prior to his attendance, or alternatively, legal representation must state in writing that they will pay for his professional fees.

## **What Not To Do**

Clients, third parties, or legal counsel for either the plaintiff or defense will be required to pay Dr. Mills' attendance fees. Under no circumstances will Dr. Mills accept a nominal conduct, appearance, and/or travel fee attached to a summons or subpoena as a fee for professional testimony. Dr. Mills is never considered to be a fact witness, but rather is an expert witness. Any attempt to imply or insinuate otherwise will be interpreted as unprofessional, especially when a party (a) refuses to provide a retainer, (b) remains silent or fails to acknowledge or commit to an undertaking to pay, or (c) provide a covenant to pay for appearance fees.

## **Lawyers Acting on Behalf of Insurance Companies**

Summons from lawyers who represent Insurance Companies must pay the flat day rate for Dr. Mills' appearance and testimony. The FSCO rules and procedures for summoning a witness will be strictly observed. Lawyers who attempt to summons Dr. Mills under the pretense that they are only intending to cross-examine him at the arbitration hearing without paying for his testimony will be treated as hostile and unprofessional.

## **48 Hour Cancellation Policy**

Because Dr. Mills must cancel his clinic patients for a whole day to attend a hearing or trial, a 48 hour advance notice is required for cancelling his need to appear in court or arbitration chambers. All third parties who had initiated the request, summons, or subpoena, and who do not give a 48 hour cancellation notice of his need to appear, will be charged the flat day rate of \$2000.