

Rule 1305 Conduct of Hearing. Evidence.

(1) Pretrial Exchange of Information.

In all cases subject to compulsory arbitration, the parties shall exchange the following information at least twenty (20) days prior to the arbitration hearing:

(a) A copy of all expert reports, including those from physicians, whom the party expects to call as a witness at the arbitration. These shall include the substance of the facts, findings or opinions of the expert, as well as a summary of the grounds or reasons for each opinion. The report must be signed by the expert.

(b) Names and addresses of all witnesses the party expects to call.

(c) Copies of all exhibits the party intends to use at the arbitration, with the designation of those documents to be produced pursuant to Pa.R.C.P. 1305.

If timely production is not made of any of the information required above, such evidence may be excluded by the arbitrators.

(2) Rulings on Objections.

Initially, all rulings on objections to evidence or on other issues which arise during the hearing shall be made by the Chair of the Board of Arbitrators and such rulings shall be final unless objected to by one of the other arbitrators. In the latter instance, the arbitrators shall consult and vote and the final ruling shall be that of the majority.

(3) Release of Exhibits.

Following the hearing and entry of award, the Chair of the Board of Arbitrators shall release the exhibits to the party that offered them.