

Rule 2.12

DIFFERENTIATED CASE MANAGEMENT

(b) **Tracks.**

(1) Expedited Track.

(A) Assignment.

(i) Cases are assigned to this track by the Clerk of Court based on nature of suit, and are those which usually are resolved on the pleadings. Natures of suit include:

Bankruptcy Appeals;

Social Security;

Student Loan, Veteran's Benefits, and

other recovery;

Forfeiture/Penalty actions;

Freedom of Information Act (FOIA) actions;

Office of Navajo and Hopi Indian

Relocation actions;

Summons and Subpoena Enforcement actions.

(ii) Other cases may be assigned to this track based on complexity. Such determination may be made either by the parties at filing, or by the Court at a preliminary scheduling conference.

(iii) A case in a nature of suit listed in (i) above, but which may have more complex issues or facts, may likewise be assigned to another track.

(B) Management. A preliminary scheduling conference is not required; however, a scheduling order shall be issued.

~~(C) Discovery. Limited discovery is presumed to include interrogatories of up to fifteen (15) single-part questions, the deposition of the parties and not more than one (1) non-party fact witness deposition per party.~~

(4) Standard Track.

(A) Assignment. Cases which do not meet the criteria of the Expedited, Arbitration, or Prisoner/Pro Se tracks, and are not determined complex, are assigned to this track.

(B) Management.

(i) A preliminary scheduling conference, pursuant to Rule 16 of the Federal Rules of Civil Procedure, shall be scheduled within one-hundred eighty (180) days of filing, and conducted by the assigned District Judge or his or her designee.

(ii) The scheduling order issued from this conference, in accordance with Rule 16(b) of the Federal Rules of Civil Procedure, shall include dates for filing a joint proposed pretrial order and conducting a pretrial conference. The trial date shall be set at the pretrial conference. If the assigned District Judge is unable to try the case on that date, the case shall be referred to the Chief Judge for reassignment to any available District Judge.

~~(C) Discovery. Limited discovery is presumed to include interrogatories of up to forty (40) single-part questions, the deposition of the parties and their respective experts, and not more than eight (8) non-party fact-witness depositions per party.~~
