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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

x,)	No. CIV	-DKD
Plaintiff(s),)		
vs.)		
x,)	ORDER SETTING RULE 16 CASE	
Defendant(s).)	MANAGEMENT CONFERENCE	
_____)		

Pursuant to Rule 16 of the Federal Rules of Civil Procedure, a Case Management Conference is set for _____, 200_, at _____ in Courtroom 305, Sandra Day O'Connor United States Courthouse, 401 West Washington Street, Phoenix, Arizona 85003-2120. In preparation for this Case Management Conference, it is hereby Ordered as follows:

INITIAL DISCLOSURES

The parties shall provide initial disclosures in the form and on the schedule required by Federal Rule of Civil Procedure 26(a)(1). The parties shall file with the Clerk of the Court a Notice of Initial Disclosure; copies of the actual disclosures need not be filed.

RULE 26(f) MEETING AND CASE MANAGEMENT REPORT

The parties are directed to meet and confer at least 10 days before the Case Management Conference as required by Federal Rule of Civil Procedure 26(f). At this Rule 26(f) Meeting, the parties shall develop a joint Case Management Report which contains the following information in separately numbered paragraphs:

1 1. The parties who attended the Rule 26(f) Meeting and assisted in developing the
2 Case Management Report;

3 2. A short statement of the nature of the case (**3 pages or less**), including a
4 description of each claim and defense;

5 3. A description of the principal factual and legal disputes in the case;

6 4. The jurisdictional basis for the case, citing specific jurisdictional statutes;¹

7 5. Any parties which have not been served and an explanation of why they have not
8 been served; and any parties which have been served but have not answered or otherwise
9 appeared;

10 6. A statement of whether any party expects to add additional parties to the case or
11 otherwise to amend pleadings (the Court will set a deadline of not later than 90 days after the
12 Case Management Conference to join parties or amend pleadings):

13 7. A listing of contemplated motions and a statement of the issues to be decided by
14 these motions (including motions under Federal Rules of Civil Procedure 702, 703, 704, and
15 705);

16 8. The status of related cases pending before other courts or other judges of this
17 Court;

18 9. A statement of when the parties exchanged Federal Rule of Procedure 26(a) initial
19 disclosures;

20 10. A discussion of necessary discovery, including:

21 a. The extent, nature, and location of discovery anticipated by the parties;

23
24 ¹If jurisdiction is based on diversity, the basis shall include a statement of the citizenship of
25 every party and the amount in dispute. *See* 28 U.S.C. § 1332. The parties are reminded that (1) a
26 corporation is a citizen of the state where it is incorporated and the state of its principal place of
27 business and (2) partnerships and limited liability companies are citizens of every state in which one
28 of their members or partners resides. *See* 28 U.S.C. § 1332(c); *Indus. Tectonics v. Aero Alloy*, 912 F.
2d 1090, 1092 (9th Cir. 1990); *Belleville Catering Co. v. Champaign Market Place, L.L.C.*, 350 F.3d
691, 692 (7th Cir. 2003).

1 b. Suggested changes, if any, to the discovery limitations imposed by the
2 Federal Rules of Civil Procedure and LRCiv 16.2 of the Rules of Practice
3 for the United States District Court for the District of Arizona ("Local
4 Rules");

5 c. The number of hours permitted for each deposition, unless extended by
6 agreement of the parties.

7 11. A discussion of any issues relating to disclosure or discovery of electronically
8 stored information, including the form or forms in which it should be produced (*see* Rules
9 16(b)(5), 26(f)(3));

10 12. A discussion of any issues relating to claims of privilege or work product (*see*
11 Rules 16(b)(6), 26(f)(4));

12 13. Proposed specific dates for each of the following (deadlines should fall on a
13 Friday unless impracticable):

14 a. A deadline for the completion of fact discovery;²

15 b. Dates for complete disclosures of expert testimony under Rule
16 26(a)(2)(A)-(C) of the Federal Rules of Civil Procedure;

17 c. A deadline for completion of all expert depositions;

18 d. A deadline for filing dispositive motions;

19 e. A date by which the parties shall have engaged in good faith settlement
20 talks.

21 14. Whether a jury trial has been requested and whether the request for a jury trial is
22 contested (if the request is contested, set forth the reasons);

23 15. The estimated length of trial and any suggestions for shortening the trial;

24 16. The prospects for settlement, including any request of the Court for assistance in
25 settlement efforts such as a request that the matter be referred to another magistrate judge for
26 a settlement conference; and

27 ²The discovery deadline is the date by which all discovery must be completed. Discovery
28 requests must be served and depositions noticed sufficiently in advance of this date to ensure reasonable
 completion by this deadline, including time to resolve discovery disputes. Absent extraordinary
 circumstances, the Court will not entertain discovery disputes after this deadline.

