

<b>UNITED STATES BANKRUPTCY COURT</b> SOUTHERN DISTRICT OF CALIFORNIA 325 West F Street, San Diego, California 92101-6991	
In Re	
Debtor.	BANKRUPTCY NO.
Plaintiff(s)	ADVERSARY NO.
v.	Date & Time of Pre-Trial Status Conference:
Defendant(s)	Name of Judge:

**CERTIFICATE OF COMPLIANCE WITH EARLY CONFERENCE OF COUNSEL  
[LOCAL BANKRUPTCY RULE 7016-1]**

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

The parties submit the following CERTIFICATE OF COMPLIANCE WITH EARLY CONFERENCE OF COUNSEL requirements in accordance with Local Bankruptcy Rule 7016-1(c):

**A. PLEADINGS/SERVICE:**

1. Have all parties been served?  Yes  No
2. Have all parties filed and served answers to the complaint, counter-complaints, etc.?  Yes  No

**B. DISCOVERY PLAN:**

1. Fed. R. Bankr. P. 7026 and Local Bankruptcy Rule 7016-1(a)(3) require the parties to meet within thirty (30) days after all defendants have appeared or, in cases having multiple defendants, within forty-five (45) days after the first defendant appears. The parties to this case met on \_\_\_\_\_.
2. The parties have agreed to make the disclosures required by Fed. R. Bankr. P. 7026(a)(1) by \_\_\_\_\_.

3. **(Check one)**

- A. The parties have agreed on the discovery plan attached as Exhibit A.

or

- B. The parties cannot agree on a discovery plan and scheduling order. The attached Exhibit A sets forth the parties' disagreements and reasons for each party's position.



4. How many exhibits do you anticipate using at trial?

Plaintiff

Defendant

5. Are any special accommodations required for witnesses (e.g., assisted listening devices, etc.)? Check one:

No

Yes – Please specify:

6. Is any special equipment required for presentation of evidence? Check one:

No

Yes – Please specify:

**F. ADDITIONAL COMMENTS/RECOMMENDATIONS RE TRIAL:** *(Use additional page if necessary.)*

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
Firm Name

\_\_\_\_\_  
Firm Name

By: \_\_\_\_\_  
Name:

By: \_\_\_\_\_  
Name:

Attorney for: \_\_\_\_\_

Attorney for: \_\_\_\_\_

**Local Bankruptcy Rule 7016-1(c) requires this form to be filed no later than seven (7) days after early conference of Counsel.**

**EXHIBIT A**

1. **DISCOVERY PLAN.** The parties jointly propose to the court the following discovery plan: [Use separate paragraphs or subparagraphs as necessary if parties disagree.]

Discovery will be needed on the following subjects: (brief description of subjects on which discovery will be needed)

All discovery commenced in time to be completed by \_\_\_\_\_. [Discovery on (issue for early discovery) to be completed by \_\_\_\_\_.]

Maximum of \_\_\_\_\_ interrogatories by each party to any other part. [Responses due \_\_\_\_\_ days after service.]

Maximum of \_\_\_\_\_ requests for admission by each party to any other party. [Responses due \_\_\_\_\_ days after service.]

Maximum of \_\_\_\_\_ depositions by plaintiff(s) and \_\_\_\_\_ by defendant(s).

Each deposition [other than of \_\_\_\_\_] limited to maximum of \_\_\_\_\_ hours unless extended by agreement of parties.

Reports from retained experts under Fed. R. Bank. P. 7026(a)(2) due:

a) from plaintiff(s) by \_\_\_\_\_

b) from defendant(s) by \_\_\_\_\_

Supplementations under Fed. R. Bank. P. 7026(e) due (time(s) or interval(s) \_\_\_\_\_).

2. **OTHER ITEMS.** [Use separate paragraphs or subparagraphs as necessary if parties disagree.]

Plaintiff(s) should be allowed until \_\_\_\_\_ to join additional parties and until \_\_\_\_\_ to amend the pleadings.

Defendant(s) should be allowed until \_\_\_\_\_ to join additional parties and until \_\_\_\_\_ to amend the pleadings.

All potentially dispositive motions should be filed by \_\_\_\_\_.

Final lists of witnesses and exhibits under Fed. R. Bank. P. 7026(a)(3) should be due

a) from plaintiff(s) by \_\_\_\_\_

b) from defendant(s) by \_\_\_\_\_

Parties should have \_\_\_\_\_ days after service of final lists of witnesses and exhibits to list objections under Fed. R. Bank. P. 7026(a)(3).

[Other matters.]