

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

### PRE-TRIAL ORDER

IT IS ORDERED THAT the relief sought as set forth on the continuation pages attached and numbered two (2) through \_\_\_\_\_ with exhibits, if any, for a total of \_\_\_\_\_ pages, is granted.

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DATED:

\_\_\_\_\_  
Judge, United States Bankruptcy Court

Signature by the attorney constitutes a certification under Fed. R. of Bankr. P. 9011 that the relief in the order is the relief granted by the court.

Submitted by:

\_\_\_\_\_  
(Firm name)

By: \_\_\_\_\_  
Attorney for Movant

DEBTOR:

CASE NO:

ADVERARY NO.:

PRE-TRIAL ORDER

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Following pre-trial proceedings pursuant to Fed. R. of Bankr. P. 7016 and Local Bankruptcy Rule 7016,

IT IS ORDERED:

1. This is an action for: *[state nature of action, designate the parties and list the pleadings which raise the issues]*
  
2. Federal jurisdiction and venue are invoked upon the ground: *[list a concise statement of the facts and statutory basis requisite to confer federal jurisdiction and venue, including whether the matter is a core or non-core proceeding]*
  
3. The following facts are admitted and require no proof: *[list each admitted fact, including jurisdictional facts]*
  
4. The reservations as to the facts cited in paragraph 3 above are as follows: *[set forth any objection reserved by any party as to the admissibility in evidence of any admitted fact, and if desired by any party, limiting the effect of any issue of fact as provided by Federal Rule of Bankruptcy Procedure 7036]*
  
5. The following facts, though not admitted, are not to be contested at the trial by evidence to the contrary: *[list each]*
  
6. The following issues of fact, and no others, remain to be litigated during the trial: *[specify each; a mere general statement will not suffice]*

DEBTOR:

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7. The exhibits to be offered at the trial, together with a statement of all admissions by, and all issues between, the parties with respect thereto, are as follows: *[list all documents and things intended to be offered at the trial by each party, other than those to be used for impeachment, in the sequence proposed to be offered, with a description of each sufficient for identification. Also include a statement of all admissions by and all issues between any of the parties as to the genuineness thereof, the due execution thereof, and the truth of relevant matters of fact set forth therein or in any legend affixed thereto, together with a statement of any objections reserved as to the admissibility in evidence thereof]*

8. A list of witnesses to be called by plaintiff and defendant is attached as Exhibit\_\_\_\_\_.

9. The following issues of law, and no others, remain to be litigated upon the trial: *[set forth a concise statement of each]*

10. The foregoing admissions having been made by the parties, and the parties having specified the foregoing issues of fact and law remaining to be litigated, the order shall supplement the pleadings and govern the course of the trial of this cause, unless modified to prevent manifest injustice.

11. This case shall be tried by jury the Court without a jury.

12. Time estimated for trial is \_\_\_\_\_ days.

APPROVED AS TO FORM AND CONTENT:

\_\_\_\_\_  
Attorney for Plaintiff

\_\_\_\_\_  
Attorney for Defendant