

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF CALIFORNIA 325 West F Street, San Diego, California 92101-6991		
In Re		
	Debtor(s)	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** in accordance with LBR 7016-1(c):

A. SERVICE OF PLEADINGS

- Have all parties been served? ☐ Yes ☐ No
- Have all parties filed and served answers to the complaint, counterclaims, etc.? ☐ Yes ☐ No

B. SETTLEMENT AND MEDIATION

- What is the status of settlement efforts?
- Has this dispute been formally mediated? If so, when?
- Has mediation been discussed with your client? (See LBR 7016-3.)

Plaintiff	Defendant
☐ Yes ☐ No	☐ Yes ☐ No
- The parties desire to go to voluntary, non-binding mediation. (See Administrative Procedures, Section 5) They have reviewed the list of mediators on the court's website (www.casb.uscourts.gov) or obtained the list from the court and have selected the following persons subject to availability as first, second, and third choices for mediator:

First Choice:

Second Choice:

Third Choice:

Parties are requested to notify the courtroom deputy of their preferences at the time a pretrial status conference date is obtained.

C. DISCOVERY

1. Discovery should be propounded in time to be completed by _____ .
2. The parties held their early conference of counsel on _____ .
(LBR 7016-1(a)(3) requires the early conference of counsel within 30 days after all defendants have appeared or, in cases having multiple defendants, within 45 days after the first defendant appears.)
3. Initial disclosures (FRBP 7026(a)(1)) should be served by _____ .
4. Maximum of ____ interrogatories by each party to any other party.
5. Maximum of ____ requests for admission by each party to any other party.
6. Maximum of ____ depositions by plaintiff(s) and ____ by defendant(s).
7. Each deposition [other than of _____] should be limited to a maximum of ____ hours unless extended by agreement of the parties.
8. Expert disclosures (FRBP 7026(a)(2)) should be served by _____ .
9. Rebuttal expert disclosures (FRBP 7026(a)(2)) should be served by _____ .
10. Expert reports (FRBP 7026(a)(2)(B)) should be served by _____ .
11. Rebuttal expert reports (FRBP 7026(a)(2)(B)) should be served by _____ .
12. Any supplemental disclosures and discovery responses (FRBP 7026(e)) should be served by _____ .

D. MOTION PRACTICE

1. Motions to join additional parties or to amend the pleadings should be filed by _____ .
2. All other motions, except motions in limine, should be filed by _____ .

E. TRIAL PREPARATION

1. When will you be ready for trial in this case? _____
2. What is your estimate of the time required to present both sides of the case at trial (including rebuttal phase, if applicable)? _____
3. How many witnesses in total do the parties intend to call at trial? _____

F. PRETRIAL STATUS CONFERENCE

A further pretrial status conference in this case should be held on _____ at _____ m.
At that time, the Court may set deadlines for pretrial disclosures and objections (FRBP 7026(a)(3)) and schedule the final pretrial conference (FRBP 7016(e)).

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

Dated: _____

Firm Name

By: _____
Name:

Attorney for: _____

Dated: _____

Firm Name

By: _____
Name:

Attorney for: _____

LBR 7016-1(c) requires this form to be filed no later than 7 days after early conference of counsel.