

RULE 26(f) CASE MANAGEMENT REPORT INSTRUCTIONS
U.S. District Judge Terry A. Doughty

1. Initial Disclosures:

State when initial disclosures were made. If complete disclosures have not been made, explain why not.

2. Jurisdiction:

Does any party challenge the Court's federal subject-matter jurisdiction over this case? If so, briefly explain the basis for the challenge.

3. Joinder of Parties and Amendment of Pleadings:

A. State whether all defendants have been served and/or have filed responsive pleadings. If not, briefly explain what attempts have been made to effect service and/or why responsive pleadings have not been filed.

B. State whether any party anticipates amending a pleading or adding a party.

C. If so, describe briefly the anticipated amendments and/or identify the potential new party and the nature of the claim against it.

4. Related Cases:

State whether this action involves any subject matter that either comprises all or a material part of the subject matter or operative facts of another action, whether civil or criminal, pending before this or another court or administrative agency, or previously dismissed or decided by this court. *See* Local Rule 3.1.

5. Discovery Issues:

Absent stipulation or leave of court, the Court will enforce the limitations on discovery in the Federal Rules of Civil Procedure, including the rules limiting depositions to no more than 10 per party [Fed. R. Civ. P. 30(a)(2)]; limiting each deposition to one day of seven hours [Fed. R. Civ. P. 30(d)(2)]; and limiting interrogatories to no more than 25 per party [Fed. R. Civ. P. 33(a)]. The parties should comply with these rules and the issues identified in Fed. R. Civ. P. 26(f)(1)-(4).

A. Each party must describe briefly (1) any discovery disputes that the party anticipates may arise and (2) any relief that the party requests from the Court in connection with the discovery issues.

B. The Court's standard scheduling order calculates a pre-determined cut-off date for discovery. If the parties anticipate that this case will require only an abbreviated discovery period or require a more extended discovery period, they should indicate the change in the discovery schedule needed and the reasons for this need. The Court will only deviate from its standard scheduling order for good cause shown.

C. Legacy Case: Please indicate if this matter is a legacy case and if so, provide a suggested deadline for Plaintiff's expert reports delineating the extent and nature of any claimed contamination on the subject property, such report to include any remediation plan and the projected costs of same, to be provided to Defendants.

6. Alternative Dispute Resolution:

In accordance with Local Rule 16.3.1 and 28 USC § 652, the parties must consider the use of alternative dispute resolution (ADR). State the position of the parties on whether this case is amenable to ADR and, if so, what form of ADR is considered most appropriate.

7. Trial by Magistrate Judge:

The report must state whether (1) all parties consent to trial before the assigned magistrate judge pursuant to 28 U.S.C. § 636(c) or (2) all parties do not consent to trial before the assigned magistrate judge.

SIGNATURES:

This report must be signed by trial counsel for each represented party and by any unrepresented party.

FILING INSTRUCTIONS:

Electronically file this report with the Clerk of Court and mail a copy to the assigned magistrate judge.