

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

Party Name,)
)
)
 Plaintiff,) No. _____ VRW
)
)
 v.)
)
)
Party Name,) ORDER SETTING CASE
) MANAGEMENT CONFERENCE
) (EXCLUDED CASES-Civ LR 16-1(c))
 Defendant.)
)
)
 _____)

Pursuant to FRCP 16 and Civil LR 16-1(g), **IT IS ORDERED** that Case Management Conference will be called in this case before the undersigned on _____ at _____ pm in Courtroom No. 6, 17th Floor, at 450 Golden Gate Avenue, San Francisco, California.

IT IS FURTHER ORDERED:

1. Plaintiff is directed to serve copies of this order at once on all parties to this action, and on any parties subsequent joined in accordance with the provisions of FRCP 4 and 5. Follow service, plaintiff shall file an appropriate certificate of service with the clerk of this court.

Failure to serve the summons, complaint and this order on all parties pursuant to FRCP 4 and 5 shall be presumptive evidence of lack of prosecution and subject the complaint to dismissal under 41(b). Except in the unusual case, the court expects that by the time of the conference, the answer or other responsive pleading s have already been served and filed. The court discourages the parties from extending time for pleading or seeking extensions of time beyond those provided in the Federal Rules.

2. Before appearing at the conference, the parties or their counsel, or both, shall meet and confer about the substance of the action and the most expeditious means of resolving this litigation. Not less than ten days before the conference, the parties shall file a joint case management statement. The case management statement be submitted on behalf of all parties and may not exceed ten pages. It should briefly describe the parties' controversy but may include separate statements of the parties' respective positions.

3. The case management conference shall be conducted informally and not reported unless one or more parties is not

represented by counsel. Failure of any party or counsel therefor attend, prepare for or participate in good faith in the conference shall be grounds for appropriate sanctions. FRCP 16(f).

No continuance of the conference will be granted except by order of the court upon application of a party. The application shall be made seven days before the date of the conference and supported by a declaration showing good cause. In no event, shall any party request that the conference be scheduled more than 60 days after filing of the answer by any party.

4. The parties are directed to comply with Civil LR 37-1(c) for presentation of a disclosure or discovery dispute not resolved at the conference required by Civil LR 37-1(b).

IT IS SO ORDERED.

VAUGHN R WALKER
United States District Judge

