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

**INITIAL CASE MANAGEMENT SCHEDULING ORDER**

**[Excluded Cases]**

1. A case management conference shall be held in this case before The Honorable William Alsup at **11:00 a.m.** on \_\_\_\_\_ in Courtroom No. 9, 19th Floor, 450 Golden Gate Avenue, San Francisco, California. The joint case management statement must be prepared and filed not less than seven days beforehand.

2. Plaintiff(s), or for cases removed from state court, the removing defendant(s), must serve this order immediately on each and every party previously served and include a copy with all subsequent service on other parties, in accordance with Rules 4 and 5 of the Federal Rules of Civil Procedure (FRCP).

3. The parties shall address the following in their joint case management statement (not to exceed twelve pages):

(a) The basis for this Court’s subject-matter jurisdiction and whether any issue exists regarding personal jurisdiction or venue;

(b) A brief description of the case and defenses and description of any related proceeding, including any administrative proceedings;

- 1 (c) A brief summary of the proceedings to date, including whether there  
2 has been full and timely compliance with the initial disclosure requirements of Federal  
3 Rule of Civil Procedure 26;
- 4 (d) A list of all pending motions and their current status;
- 5 (e) A description of all motions expected before trial;
- 6 (f) The extent to which new parties will be added or existing parties  
7 deleted;
- 8 (g) The extent to which evidentiary, claim-construction hearings, or class  
9 certification hearings are anticipated;
- 10 (h) The scope of discovery to date and, separately, the scope yet  
11 anticipated; what limits should be imposed on discovery; and what should be the  
12 proposed discovery plan;
- 13 (i) The extent to which any special discovery or other problems or  
14 issues have arisen or are expected;
- 15 (j) Proposed deadlines and court dates, including a trial date;
- 16 (k) The expected length of trial, the approximate number of witnesses,  
17 experts, exhibits, and whether a jury was properly demanded;
- 18 (l) What damages and other relief are sought and what method is used  
19 to compute damages;
- 20 (m) ADR efforts to date and a specific ADR plan for the case;
- 21 (n) Which parties will consent to assignment of the case to a magistrate  
22 judge;
- 23 (o) A service list for all counsel that includes telephone and fax numbers;  
24 and
- 25 (p) To the extent not addressed above, all other items set forth in Local  
26 Rule 16-10.
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4. Each party shall be represented at the case management conference either in person or by counsel prepared to address all such matters, and with authority to enter stipulations and make admissions.

5. Pursuant to FRCP 26(d), no formal discovery shall be initiated by any party until after the meet-and-confer session required by FRCP 26(f), except by stipulation or prior court order.

Dated: January 4, 2001.

\_\_\_\_\_  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE