

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

Case No.

Plaintiff,

-vs-

Defendant.

NOTICE
CASE MANAGEMENT CONFERENCE
MAGISTRATE JUDGE JAMES R. KNEPP II

This case is subject to the provisions of Local Rule 16.1 of the Northern District of Ohio entitled “Differentiated Case Management” (DCM). Counsel are expected to familiarize themselves with applicable Local Rules and Federal Rules of Civil Procedure. The Court shall evaluate this case pursuant to Local Rule 16.1 and assign this case to an appropriate management track (expedited, standard, complex, mass tort and administrative) described in Local Rule 16.2(a). The track assignment will dictate timelines for discovery, motions and trial. Unless otherwise ordered, discovery shall be guided by Local Rule 26.1 and motion practice shall be guided by Local Rule 7.1.

SCHEDULING OF CASE MANAGEMENT CONFERENCE

The Case Management Conference (CMC) shall be held on **(date and time)** before Judge Knepp, in Room 318, Ashleys Courthouse, 1716 Spielbusch Avenue, Toledo, Ohio. [If settlement discussions would be helpful at this stage of the case, please notify Chambers (419-213-5570) so that additional time can be set aside and party attendance can be secured.]

Unless otherwise ordered, the parties need not attend or participate in the CMC. Local counsel must attend the CMC in person; if unable to attend in person, local counsel may make arrangements to participate by telephone by contacting chambers at 419-213-5570. Out of town counsel may participate by telephone by contacting chambers at 419-213-5570.

APPLICATION OF FEDERAL CIVIL RULE 26(a)

Rule 26(a) mandates required disclosures in lieu of discovery requests unless otherwise stipulated or directed by Order of the Court or by Local Rule. In this case, all disclosures mandated by Rule 26(a) shall apply, including Initial Disclosures, Expert Testimony, and Pre-Trial Disclosures. The disclosures shall occur on or before a date agreed to by all counsel. Failing agreement, the date for disclosures will be set at the CMC.

Prior to the CMC, parties may undertake such informal or formal discovery as mutually agreed. Absent such agreement, no preliminary **formal** discovery may be conducted prior to the CMC except as necessary and appropriate to support or defend against any challenges to jurisdiction or claim for emergency, temporary, or preliminary relief. **Local Rule 30.1 governs conduct at depositions, and counsel shall comply with this Rule.**

TRACK RECOMMENDATION

Pursuant to Local Rule 16.2(a), and subject to further discussion at the CMC, the Court recommends the following track: [STANDARD] which means trial date will be no later than [MONTH / YEAR]

PREPARATION FOR CMC BY COUNSEL

The general agenda for the CMC is set by Local Rule 16.3(b). Counsel should be prepared to discuss claims and defenses in detail with the Judge.

Counsel for Plaintiff(s) shall arrange with opposing counsel to hold the meeting required by Federal Civil Rule 26(f) and Local Rule 16.3(b). A Report of this planning meeting shall be jointly signed and filed **at least three (3) days before to the CMC**. The Report shall be in a form substantially similar to Attachment I.

FILING OF DISCOVERY MATERIALS

Unless otherwise ordered, initial disclosures and discovery materials shall **not** be filed except where submitted in support of a motion or for use at trial.

GERI M. SMITH,
Clerk of Court

/s/ PAMELA ARMSTRONG
Pamela Armstrong
Courtroom Deputy for Magistrate Judge Knepp II

ATTACHMENT 1

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION**

, Case No.

Plaintiff, REPORT OF PARTIES'
PLANNING MEETING

-vs-

JUDGE

,

Defendant.

1. Pursuant to Fed. R. Civ. P. 26(f) and L.R. 16.3(b), a meeting was held on _____
_____, and was attended by:

_____ Counsel for Plaintiff(s) _____

_____ Counsel for Defendant(s) _____

2. The parties:

_____ Have exchanged the pre-discovery disclosures required by Rule 26(a)(1) and the
Court's CMC Notice; or

_____ Will exchange such disclosures by _____.

3. The parties recommend the following track:

_____ Expedited _____ Standard _____ Complex

_____ Administrative _____ Mass Tort

4. This case ____ is / ____ is not suitable for Alternative Dispute Resolution (“ADR”) (e.g., mediation, arbitration, summary trial).

5. The parties ____do/____do not consent to the jurisdiction of the United States Magistrate Judge pursuant to 28 U.S.C. 636(c).

6. The parties agree that this case ____ does / ____ does not involve electronic discovery. (**Counsel are reminded to review the default standard for e-discovery set forth in Appendix K to the Local Rules.**)

7. Recommended Discovery Plan:

(a) Describe the subjects on which discovery is to be sought, the nature and extent of discovery and any potential problems: _____

(b) Describe anticipated e-discovery issues (i.e., what ESI is available and where it resides; ease/difficulty and cost of producing information; schedule and format of production; preservation of information; agreements about privilege or work-production protection, etc.):

8. Recommended cut-off for amending the pleadings and/or adding additional parties:

9. Expert reports disclosed by:
- (a) Plaintiff(s): _____
 - (b) Defendant(s): _____
10. Discovery deadlines:
- (a) Liability: _____
 - (b) Damages: _____
11. Recommended dispositive motion date: _____
12. Recommended date for telephone status: _____
13. Other matters for the attention of the Court: _____
-
-

Attorney for Plaintiff(s): _____ s/ _____

Attorney for Defendant(s): _____ s/ _____