

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

_____, Case No. _____

Plaintiff(s),

-vs-

JUDGE PAMELA A. BARKER

Defendant(s).

**CASE MANAGEMENT CONFERENCE
ORDER**

A Case Management Conference (“CMC”) was held in this matter on _____. The parties and counsel of record agreed to the following, and **IT IS ORDERED** that:

1. This case is assigned to the [**expedited, standard, complex, administrative, mass tort**] track.
2. This case was referred to Alternative Dispute Resolution (“ADR”):
Yes _____ No _____ Decision delayed _____
If yes, by the following ADR process: Early Neutral Evaluation _____ Mediation _____
Arbitration _____ Summary Jury Trial _____ Summary Bench Trial _____
3. The parties **do/do not** consent to the jurisdiction of a United States Magistrate Judge pursuant to 28 U.S.C. § 636(c) at this time.
4. The **pleadings shall be amended without leave of Court and new parties shall be joined on or before** _____.
5. The parties will **exchange documents that constitute the administrative record on or before** _____.

6. The parties **do/do not** intend to file motion(s) seeking leave to conduct discovery. If so, the parties recommend the following briefing schedule: _____.
7. **The parties will file opening briefs by no later than _____.** Each party will then be **entitled to file a reply brief by _____.** All other matters will be postponed pending the Court's resolution of the coverage question.
8. A **[telephonic/in-person] status conference with lead counsel is set for _____ at _____ a.m./p.m.** Counsel shall confer within five (5) business days of the scheduled conference to discuss outstanding issues and respective positions as to settlement. Counsel shall provide to the Court within three (3) business days of the conference, a joint Status Report or confidential individual Status Reports describing the status of discovery, settlement positions, and issues to be addressed. The Status Reports need not be filed, but may be delivered via email to Barker_Chambers@ohnd.uscourts.gov
9. A **Settlement Conference is set for _____ at _____ a.m./p.m.** in Room 16A. Parties and lead counsel must appear in person unless otherwise ordered by the Court. "Parties" means the named individuals or, in the case of a corporation or similar legal entity, a person with knowledge of the facts who has full settlement authority. In addition, if there is insurance that arguably covers a party's claim(s), an insurance representative with settlement authority shall also attend the Settlement Conference. If the presence of a party, lead counsel, or insurance representative will constitute an undue hardship, a written motion to excuse the presence of such person must be filed seven (7) days prior to the Settlement Conference. Within five (5) days of the Settlement Conference, each party shall submit to the Court confidential Settlement Statement that includes the current status of any and all settlement

negotiations, a summary of the parties' respective positions, and an outline of factual and damage allegations. The parties' Settlement Statements shall not be filed with the Clerk, but shall be emailed to Chambers at Barker_Chambers@ohnd.uscourts.gov. Unless requested by all parties, copies of the Settlement Statements shall not be provided to the other parties in the case.

IT IS SO ORDERED.

Date: -----, 2021

PAMELA A. BARKER
U. S. DISTRICT JUDGE