

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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Plaintiff(s),

**03 Civ. (RCC)**

- against -

**PRETRIAL SCHEDULING  
ORDER**

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Defendant(s).

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**APPEARANCES:**

Plaintiff(s) by: \_\_\_\_\_

Defendant(s) by: \_\_\_\_\_

**RICHARD CONWAY CASEY, United States District Court Judge:**

Parties consent to proceed before a United States Magistrate for all purposes, pursuant to 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73.

Yes \_\_\_\_\_

No \_\_\_\_\_

The case is to be tried by a jury.

Yes \_\_\_\_\_

No \_\_\_\_\_

Counsel for the parties have discussed the merits of settlement in regard to this action and wish to request a settlement conference before a United States Magistrate.

Yes \_\_\_\_\_

No \_\_\_\_\_

Counsel for the parties have discussed the merits of mediation in regard to this action and wish to employ the mediation services provided by this Court.

Yes \_\_\_\_\_

No \_\_\_\_\_

**Pleadings and Parties.**

1. Joinder of additional parties must be accomplished by \_\_\_\_\_.
2. Amended pleadings may be filed until \_\_\_\_\_.

**Discovery.**

1. First request for production of documents, if any, to be served by \_\_\_\_\_.
2. Interrogatories pursuant to Rule 33.3 of the Local Civil Rules for the Southern District of New York to be served by \_\_\_\_\_.
3. Depositions to be completed by \_\_\_\_\_.
  - a. Unless counsel agree otherwise or the Court so orders, depositions are not to be held until all parties have responded to any first requests for production of documents.
  - b. Depositions shall proceed concurrently.
  - c. Whenever possible, unless counsel agree otherwise or the Court so orders, non-party depositions shall follow party depositions.
  - d. No depositions shall be extended beyond two business days without prior leave of the Court.
4. Experts, if any, are to be designated by \_\_\_\_\_, and experts' reports exchanged no later than \_\_\_\_\_. Experts may be deposed, but such depositions must occur within the time limit set forth for all depositions set forth above.
5. Requests to Admit, if any, are to be served no later than \_\_\_\_\_.
- 6. All discovery is to be completed by \_\_\_\_\_.**
  - a. Interim deadlines may be extended by the parties on consent without application to the Court, provided the parties are certain they can still meet the discovery completion date ordered by the Court, which shall not be adjourned except upon a showing of extraordinary circumstances.
  - b. The Court expects discovery to be completed within six months of the first scheduling conference. In the event that the parties believe that additional time is needed, the parties shall accompany that request with a proposed Amended Scheduling Order, with the extension not to exceed thirty days. Any further extensions will be given only after a showing of good cause that additional time is needed.

**Dispositive Motions.**

- a. All motions and applications shall be governed by the Court's Individual Rules of Practice.
- b. A pre-motion conference will be required before any dispositive motion (including motions to dismiss) is filed.
- c. The Court will confirm the parties' briefing schedule at the pre-motion conference.
- d. After the papers are fully submitted, the parties will be informed whether oral arguments are required.

**Trial.**

- a. The requirements for the pre-trial order and other pre-trial submissions shall be governed by the Court's Individual Rules of Practice.
- b. The parties will be required to submit a joint pretrial order at least two weeks in advance of the trial date.

The parties' signatures below represent their understanding and agreement that this schedule is final and binding upon them unless the Court concludes that extraordinary circumstances warrant an extension with respect to one or more than one of the scheduled dates.

\_\_\_\_\_  
For Plaintiff

\_\_\_\_\_  
For Defendant

**NEXT CASE MANAGEMENT CONFERENCE** \_\_\_\_\_  
*(to be completed by the Court)*

**SO ORDERED.**

**DATED: New York, New York**

\_\_\_\_\_, \_\_\_\_\_  
\_\_\_\_\_  
**Richard Conway Casey**  
**United States District Judge**