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

ROGELIO HAMILTON RANGEL,

Plaintiff,

No. CIV S-02-1633 GEB EFB P

vs.

NABIL, et al.,

Defendants.

ORDER SETTING STATUS  
(PRETRIAL SCHEDULING)  
CONFERENCE

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Pursuant to Federal Rule of Civil Procedure 16, IT IS HEREBY ORDERED that:

1. A Status (Pretrial Scheduling) Conference is set for May 26, 2010 at 10:00 a.m. in Courtroom No. 24 before the undersigned.
2. On or before Thursday, May 20, 2010, the parties shall file status reports<sup>1</sup> briefly describing the case and addressing the following:
  - a. Possible joinder of additional parties;
  - b. Expected or desired amendment of pleadings;
  - c. Jurisdiction and venue;
  - d. Anticipated motions and their scheduling;

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<sup>1</sup> The parties are encouraged, when possible, to file a joint status report.

- 1 e. The report required by Federal Rule of Civil Procedure 26 outlining the  
2 proposed discovery plan and its scheduling, including disclosure of expert  
3 witnesses;
- 4 f. Cut-off dates for discovery and law and motion, and dates for pretrial  
5 conference and trial;<sup>2</sup>
- 6 g. Special procedures, if any;
- 7 h. Estimated trial time;
- 8 i. Modifications of standard pretrial procedures due to the simplicity or  
9 complexity of the proceedings;
- 10 j. Whether the case is related to any other cases, including any bankruptcy  
11 cases;
- 12 k. Whether a settlement conference should be scheduled;
- 13 l. Whether counsel will stipulate to the magistrate judge assigned to this  
14 matter acting as settlement judge and waiving disqualification by virtue of  
15 his so acting, or whether they prefer to have a settlement conference  
16 conducted before another judge; and
- 17 m. Any other matters that may add to the just and expeditious disposition of  
18 this matter.

- 19 3. Failing to obey federal or local rules, or any order of this Court, “may be grounds  
20 for imposition by the court of any and all sanctions authorized by statute or Rule  
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22 <sup>2</sup> In completing this portion of the status report(s), the parties are advised that Judge  
23 Brennan’s typical pretrial schedule requires (1) initial expert disclosures to be made within  
24 approximately sixty (60) days after the Status Conference; (2) motions to compel discovery to be  
25 noticed for hearing within approximately sixty (60) days after the expert disclosure deadline; (3)  
26 discovery to be completed within approximately thirty (30) days after the motion to compel  
discovery deadline; (4) all non-discovery law and motion to be noticed for hearing within approximately  
sixty (60) days after the discovery completion date; (5) a final pretrial conference to be held  
approximately ninety (90) days after the non-discovery law and motion deadline; and (6) trial to  
commence approximately ninety (90) days after the final pretrial conference.

1 or within the inherent power of the Court,” including dismissal of this action. L.R.  
2 110.

3 4. The parties are reminded of their continuing duty to notify chambers immediately  
4 of any settlement or other disposition. *See* L.R. 160. In addition, the parties are  
5 cautioned that pursuant to Local Rule 230(c), an opposition, or a statement of  
6 non-opposition, to the granting of a motion must be filed at least fourteen (14)  
7 days preceding the noticed (or continued) hearing date. Local Rule 230(c) further  
8 provides that “[n]o party will be entitled to be heard in opposition to a motion at  
9 oral arguments if opposition to the motion has not been timely filed by that  
10 party.” Moreover, Local Rule 230(i) provides that absent notice of intent to  
11 submit the matter on the briefs, failure to appear may be deemed withdrawal of  
12 the motion or of opposition to the motion, or may result in sanctions.

13 5. The parties may consent to have this case before the assigned magistrate judge for  
14 all purposes. *See* 28 U.S.C. § 636(c). The Clerk of the Court is directed to serve  
15 on the parties the “Notice of Availability of a Magistrate Judge to Exercise  
16 Jurisdiction.” All parties shall complete and execute the form and file it with the  
17 Clerk.

18 DATED: May 11, 2010.

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20 EDMUND F. BRENNAN  
21 UNITED STATES MAGISTRATE JUDGE  
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