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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHRISTOPHER D. SCHNEIDER,

Plaintiff,

v.

BANK OF AMERICA N.A., BANK OF
AMERICA MORTGAGE, BANK OF
AMERICA HOME LOAN SERVICING
LP, BALBOA INSURANCE CO., HOME
RETENTION GROUP, QUALITY LOAN
SERVICE CORP., CLIFF COLER, DOES
1-40,

Defendant.

No. 2:11-cv-2953-JAM-EFB PS

ORDER

This case is before the undersigned pursuant to Eastern District of California Local Rule 302(c)(21) and 28 U.S.C. § 636(b)(1). An initial status (pretrial scheduling) conference was scheduled before the previously assigned magistrate judge, but was vacated on March 6, 2012. ECF No. 64. Because this case is not currently scheduled pursuant to Federal Rule of Civil Procedure 16(b), a status (pretrial scheduling) conference will be set before the undersigned.

Accordingly, it is hereby ORDERED that:

1. A status (pretrial scheduling) conference is set for November 12, 2014, at 10:00 a.m. in Courtroom No. 8 before the undersigned.

1 2. On or before October 29, 2014, the parties shall file status reports¹ briefly describing
2 the case and addressing the following:

- 3 a. Progress in service of process
- 4 b. Possible joinder of additional parties;
- 5 c. Expected or desired amendment of pleadings;
- 6 d. Jurisdiction and venue;
- 7 e. Anticipated motions and their scheduling;
- 8 f. The report required by Federal Rule of Civil Procedure 26 outlining the
9 proposed discovery plan and its scheduling, including disclosure of expert witnesses;
- 10 g. Cut-off dates for discovery and law and motion, and dates for pretrial
11 conference and trial;²
- 12 h. Special procedures, if any;
- 13 i. Estimated trial time;
- 14 j. Modifications of standard pretrial procedures due to the simplicity or
15 complexity of the proceedings;
- 16 k. Whether the case is related to any other case, including any bankruptcy cases;
- 17 l. Whether a settlement conference should be scheduled;
- 18 m. Whether counsel will stipulate to the magistrate judge assigned to this matter
19 acting as settlement judge and waiving disqualification by virtue of his as acting, or whether they
20 prefer to have a settlement conference conducted before another judge; and

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23 ¹ The parties are encouraged, when possible, to file a joint status report.


24 ² In completing this portion of the status report(s), the parties are advised that Judge
25 Brennan's typical pretrial schedule requires (1) initial expert disclosures to be made within
26 approximately sixty (60) days after the Status Conference; (2) motions to compel discovery to be
27 noticed for hearing within approximately sixty (60) days after the expert disclosure deadline; (3)
28 discovery to be completed within approximately thirty (30) days after the motion to compel
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 n. Any other matters that may add to the just and expeditious disposition of this
2 matter.

3 4. Failing to obey federal or local rules, or order of this court, may result in dismissal of
4 this action. Even though the court will construe pro se pleadings liberally, pro se litigants must
5 comply with the procedural rules.

6 5. Plaintiff and counsel are reminded of their continuing duty to notify chambers
7 immediately of any settlement or other disposition. See E.D. Cal. L.R. 160. In addition, the
8 parties are cautioned that pursuant to Local Rule 230(c), opposition to granting of a motion must
9 be filed fourteen days preceding the noticed hearing date. The Local Rule further provides that
10 “[n]o party will be entitled to be heard in opposition to a motion at oral arguments if written
11 opposition to the motion has not been timely filed by that party.” Moreover, Local Rule 230(i)
12 provides that failure to appear may be deemed withdrawal of opposition to the motion or may
13 result in sanctions. Finally, Local Rule 110 provides that failure to comply with the Local Rules
14 “may be grounds for imposition of any and all sanctions authorized by statute or Rule or within
15 the inherent power of the Court.”

16 DATED: October 9, 2014.

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18 EDMUND F. BRENNAN
19 UNITED STATES MAGISTRATE JUDGE
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