

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Honorable Marcia S. Krieger

Civil Action No. 06-cv-00831-MSK-CBS

BRANDON J. DARDANIS,

Plaintiff,

v.

ROBERT A. BALDWIN,

Defendant.

ORDER SETTING FED. R. CIV. P. 16 HEARING

THIS MATTER comes before the Court upon a Complaint for Declaratory Judgment filed by the Plaintiff. In light thereof, a hearing pursuant to Fed. R. Civ. P. 16(b) and D.C.COLO.LCivR 16.1 is necessary.

IT IS ORDERED:

- (1) A hearing is set for **July 12, 2006 at 8:00 a.m.** in Courtroom A901 of the United States Courthouse located at 901 19th Street, Denver, Colorado. Counsel who will try the case shall attend the hearing.
- (2) No later than **June 7, 2006**, the parties shall meet and confer regarding the contents of the proposed scheduling order pursuant to Fed. R. Civ. P. 26(f).
- (3) On or before **June 28, 2006**, and in conformance with Fed. R. Civ. P. 26(f), D.C.COLO.LCivR 16.1, 16.2 and 26.1, and this Order, the parties shall prepare and submit a proposed scheduling order. The proposed scheduling order shall be in the form specified by D.C.COLO.LCivR Appendix F **except** that:
 - (a) It shall not contain a signature line for a judicial officer.
 - (b) It shall address the following:
 - The identity and pertinent provisions of any contract(s) and/or promissory note(s).
 - The particular dispute regarding such provisions.
 - The stipulated facts which bear upon the Court's interpretation of the contract(s) and/or promissory note(s).

- Whether discovery is needed and if so, what discovery is related to the issue of interpretation of the contract(s) and/or promissory note(s).
 - Whether discovery is needed as to another issue.
- (c) It shall not address the matters set forth in Section 7 (Case Plan and Schedule), Section 9 (Other Scheduling Issues) or Section 10 (Dates for Further Conferences) of Appendix F.
- (4) At the scheduling conference, the parties shall be prepared to address the issues covered by the proposed scheduling order and any other issues enumerated in Fed. R. Civ. P. 16(c).
- (5) If the Complaint has not yet been served on the Defendant, then the Plaintiff shall serve a copy of this Order on the Defendant with the Complaint no later than **May 18, 2006**. If the Complaint has already been served on the Defendant, then the Plaintiff shall serve a copy of this Order on the Defendant and file a certificate of service with the Court no later than **May 25, 2006**.

Dated this 3rd day of May, 2006

BY THE COURT:



Marcia S. Krieger
United States District Judge