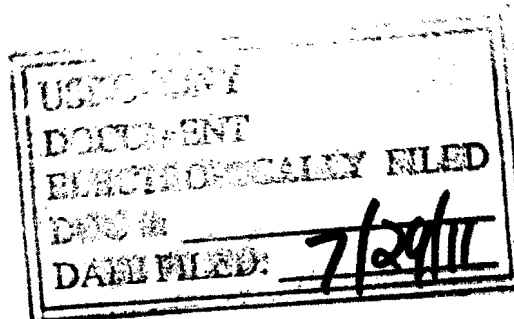


Revised Form D — For cases assigned to Judge Rakoff

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK



----- X
RAJAT K. GUPTA,

Plaintiff,

v.

SECURITIES AND EXCHANGE COMMISSION,

Defendant.
----- X

CIVIL CASE MANAGEMENT PLAN
(JUDGE RAKOFF)

No. 11-CV-1900 (JSR)

This Court requires that this case shall be ready for hearing on 10/30/11.

After consultation with counsel for the parties, the following Case Management Plan is adopted. This plan is also a scheduling order pursuant to Rules 16 and 26(f) of the Federal Rules of Civil Procedure.

- A. This case is **not** to be tried to a jury.
- B. Joinder of additional parties must be accomplished by July 22, 2011.
- C. Amended pleadings may be filed without leave of Court by August 26, 2011.
- D. Discovery (in addition to the disclosures required by Fed. R. Civ. P. 26(a)):
 1. Documents. First request for production of documents, if any, must be served by July 25, 2011. Objections to requests for production must be served no later than five (5) business days after receipt of those requests, and the parties shall promptly meet and confer to discuss any objections and shall expeditiously present any disputes to the Court for resolution. Production of documents shall proceed on a rolling basis expeditiously and, absent good cause shown, shall be completed no later than 3 weeks of service of a document request, or, to the extent objections are served, within a time to be set by the Court as part of the resolution of those objections. Further document requests may be served as required, but no document request may be served later than 21 days prior to the date of the close of discovery as set forth in item 6 below.
 2. Initial Disclosures and Interrogatories. Initial disclosures required by Fed. R. Civ. P. 26(a)(1) must be served no later than August 1, 2011. Interrogatories pursuant to Rule 33.3(a) of the Local Civil Rules of the Southern District of New York must be served by August 1, 2011. Responses to any interrogatories must be made within 2 weeks of service of the interrogatories. No other interrogatories are permitted except upon prior express permission of Judge Rakoff. No Rule 33.3(a) interrogatories need be served with respect to disclosures automatically required by Fed. R. Civ. P. 26(a).

3. Experts. The parties do not anticipate offering any expert testimony.
4. Depositions. All depositions (including any expert depositions, see item 3 above) must be completed by September 23, 2011. Depositions shall commence on August 16, 2011. Depositions shall proceed concurrently, with no party having priority, and no deposition shall extend beyond one business day without prior leave of the Court.
5. Requests to Admit. Requests to Admit, if any, must be served by August 22, 2011.
6. All discovery is to be completed by September 23, 2011. Interim deadlines for items 1-5 above 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 set forth in this paragraph, which shall not be adjourned except upon a showing to the Court of extraordinary circumstances.

E. Post-discovery summary judgment motions in the form prescribed by the Court's Individual Rules of Practice may be brought on without further consultation with the Court provided that a Notice of any such motion, in the form specified in the Court's Individual Rules of Practice, is filed no later than one week following the close-of-discovery date (item D-6 above), and provided that the moving papers are served by September 30, 2011, answering papers by October 14, 2011, and reply papers by October 21, 2011 [the last of these days being no later than six weeks following the close of discovery]. Each party must file its respective papers with the Clerk of the Court on the same date that such papers are served. Additionally, on the same date that reply papers are served and filed, counsel for the parties must arrange to deliver a courtesy non-electronic hard copy of the complete set of papers to the Courthouse for delivery to Chambers.

10/31/11 → F. A final pre-trial conference, as well as oral argument on any post-discovery summary judgment motions, shall be held on 10/31/11 at 4:00 pm. [to be decided by the court], at which time the Court shall set a firm hearing date. The timing and other requirements for the Joint Pretrial Order and/or other pre-trial submissions shall be governed by the Court's Individual Rules of Practice.

G. All motions and applications shall be governed by Judge Rakoff's Individual Rules of Practice. Counsel shall promptly familiarize themselves with all the Court's Individual Rules, as well as with the Local Rules for the United States District Court for the Southern District of New York.

SO ORDERED.


 JED S. RAKOFF
 U.S.D.J.

DATED: New York, New York

7/25/11