

GENERAL ORDER NO. 92-28

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

DEC 18 1992

DAVID C. WALAND, CLERK

BY DEPUTY *Lita Robbins*

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

ORDER AMENDING CIVIL JUSTICE EXPENSE
AND DELAY REDUCTION PLAN

It is hereby ORDERED that this district's Civil Justice Expense and Delay Reduction Plan be amended to read as follows [note: new language has been "redlined", e.g., duty; deleted language has been struck through, e.g., ~~duty~~]:

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ARTICLE ONE: DIFFERENTIAL CASE MANAGEMENT - TRACKING AND PRESUMPTIVE DISCOVERY LIMITS

Upon the filing of each case, the Court will assign the case to one of six tracks. Each track will carry presumptive discovery limits as set forth below. These limits shall govern the case and may not be changed by motion by the parties or their attorneys by agreement or otherwise. If a change of track number is necessary it should be taken up at the Management Conference at which time the judicial officer to whom the case is assigned may, upon good cause shown, expand or limit the discovery.

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ARTICLE TWO: DUTY OF DISCLOSURE

(b) Timing of Disclosure

Unless the judicial officer directs otherwise, or the parties otherwise stipulate with the judicial officer's approval, these disclosures shall be made as follows:

(i) by a plaintiff within 30 days after service of a Rule 12(b) motion

~~or~~ an answer to its complaint or removal of the action from state court, whichever occurs last:

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- (ii) by a defendant within 30 days after serving a ~~Rule 12(b) motion~~ ~~or~~ its answer to the complaint or removal of the action from state court, whichever occurs last; and in any event

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- (b) ~~Timing and Objections~~

Unless otherwise directed by the judicial officer, those disclosures shall be made at least 30 days before trial.

ARTICLE THREE: MANAGEMENT CONFERENCE

- (2) Attorney Responsibility Prior to Management Conference:

Prior to the Management Conference, attorneys for each party shall make the required disclosures, shall have completed the depositions, if any of the parties,

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and shall have ~~met and~~ conferred with the other attorneys in the action concerning stipulations of fact and issues to be tried.

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ARTICLE FOUR: MOTION PRACTICE

- (1) [former provision has been struck in its entirety]
- (~~2~~ 1) ~~Motions permitted to be filed without leave of court in subsection (1) shall not exceed eight~~ ~~fifteen~~ pages including authorities.
- (~~3~~ 2) Motions filed by the parties shall be determined by the judicial officer as soon as practicable, and in any event within 30 days after filing of the response for non-dispositive motions. The Court shall employ its best efforts to dispose of dispositive motion such as summary judgment within sixty days.

Appendix A, Page 1:

Appendix A (Art. Six Sec. 4 ~~2~~)

Appendix A, Page 4:

This Joint ~~Final~~ Pre-trial Order is hereby approved this the _____ day of _____, 19__.

The revisions presented herein shall be attached as an addendum to this district's Civil Justice Expense and Delay Reduction Plan.

Signed this 18th day of December, 1992.

A handwritten signature in black ink, appearing to read "Robert M. Parker", written over a horizontal line.

ROBERT M. PARKER
Chief Judge