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Debtor(s).

Plaintiff(s),

vs.

Defendant(s)

BK:
Chapter:
Adv. No.:

**STANDARD DISCOVERY PLAN
OR
REQUEST FOR WAIVER OF
FILING DISCOVERY PLAN**

Request for waiver of requirement to prepare and file a formal discovery plan.

A discovery plan is needed or useful in this case. Check one:

_____ The parties agree to the standard discovery plan. The first defendant answered or otherwise appeared on _____. Discovery shall be completed within _____ days, measured from the date the first defendant answered or otherwise appeared. Discovery will close by _____.

1 _____ The parties jointly propose to the court the attached discovery plan and
2 scheduling order. (Use Official Form 35 to the Federal Rules of Civil Procedure.)

3 _____ The parties cannot agree on a discovery plan and scheduling order. The
4 attached sets forth the parties' disagreements and reasons for each party's position. (Use Official
5 Form 35 of the Federal Rules of Civil Procedure.)

6 **Complete parts 2 - 6.**

7 **2. Nature of the Case.** Brief description of the nature of the case, i.e., dischargeability,
8 denial of discharge, turnover, contract, etc. _____
9 _____

10 **3. Jury Trials:** Check one:

11 _____ A demand for a jury trial has not been made

12 _____ A demand for a jury trial has been made pursuant to Fed. R. Civ. P. 38(b), and in
13 conformity with LR 9015, but one or more of the parties does not consent to a jury trial pursuant
14 to 28 U.S.C. § 157(e).

15 _____ It is expressly understood by the undersigned parties they have demanded a jury
16 trial pursuant to Fed. R. Civ. P. 38(b), and in conformity with LR 9015, and have consented to a
17 jury trial pursuant to 28 U.S.C. § 157(e).

18 An original and two (2) copies of all instructions requested by either party shall be
19 submitted to the clerk for filing on or before _____.

20 An original and two (2) copies of all suggested questions of the parties to be asked of the
21 jury panel by the court on voir dire shall be submitted to the clerk for filing on or before
22 _____.

23 **4. Additional Pleadings.** Are there any counterclaims, cross claims or amendments to the
24 pleadings expected to be filed?

25 _____ Yes

26 _____ No

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5. Settlement Conference

_____ A settlement conference is requested.

If checked, a settlement conference is requested no earlier than _____.

_____ Settlement cannot be evaluated prior to additional discovery. The parties may later request a settlement conference.

6. Trial

The case should be ready for trial by _____ and should take _____ day(s).

7. All parties consent/ do not consent to this court entering final judgment.

Dated: _____

Dated: _____

Signature of Counsel for Plaintiff(s)

Signature of Counsel for Defendant(s)

Type Name, Address and
Telephone Number of Counsel

Type Name, Address and Telephone
Number of Counsel