

**CHAMBERS PROCEDURES: JUDGE ELIZABETH E. BROWN
UNITED STATES BANKRUPTCY COURT, DISTRICT OF COLORADO**

EXPEDITED DISCOVERY DISPUTE PROCEDURES

In all cases before this division, written discovery motions will **NOT** be permitted, with the limited exception of motions for protective orders pursuant to Fed. R. Civ. P. 26(c). The Court will address discovery disputes at an expedited hearing rather than by formal written motions. The following procedures shall apply to discovery disputes arising in connection with adversary proceedings, contested matters, and authorized examinations under Fed. R. Bankr. P. 2004. before this division:

- (a) If there is a discovery dispute, parties must confer in a meaningful way to try to resolve any issues prior to requesting a discovery hearing.
- (b) If the parties cannot resolve the dispute without the assistance of the Court, parties shall send a joint email to the courtroom deputy at courtroomf@cob.uscourts.gov to schedule a hearing. Except as provided in subsection (f) below, the Court will hear discovery disputes on Thursdays at 2:15 p.m. The parties must provide a minimum of seven days' notice to schedule a discovery hearing.
- (c) The parties shall each file a **one-page report** by the Monday before the scheduled hearing, identifying the discovery issue(s) in dispute without elaboration or argument. The report may contain citations to critical supporting legal authority. **DO NOT** file any written motion, briefs, copies of written discovery or any other attachments unless expressly requested by the Court.
- (d) The discovery dispute will be argued and resolved at the hearing, or taken under advisement with a prompt ruling by the Court.
- (e) Counsel **must appear in person** at the hearing. If requested by the Court, a party representative shall also appear in person at the hearing. Counsel may request a waiver of this requirement by filing a written motion with the Court requesting a telephonic appearance and stating good cause therefore.
- (f) If a dispute arises during a deposition or Rule 2004 examination, counsel may call Trish Turner, Courtroom Deputy at 720-904-7346 to request an immediate telephonic hearing. If the judge is available, the dispute will be heard immediately.