

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLORADO
Honorable Michael E. Romero**

In re:)	
)	Case No. @ MER
@)	
@)	Chapter @
)	
Debtor@.)	
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)	
@)	Adversary No. @ MER
@)	
)	
Plaintiff@,)	
)	
v.)	
)	
@)	
@)	
)	
Defendants.)	

**ORDER REGARDING DISCOVERY SCHEDULE PURSUANT TO
FED.R.BANKR.P. 7016 (FED.R.CIV.P. 16(b)) and
NOTICE OF TRIAL SCHEDULING CONFERENCE**

IT IS ORDERED that the provisions of Fed.R.Civ.P. 26, as amended effective December 1, 2000, shall apply to this proceeding, subject to the provisions of this Order.

IT IS FURTHER ORDERED that the parties adhere to the following deadlines:

1. Amended Pleadings. Motions to amend or supplement pleadings or to join additional parties must be filed by @. This deadline pertains to timing only, parties must comply with Fed.R.Civ.P. 15(a).

2. Expert Witnesses. Disclosures and written reports required by Fed.R.Civ.P. 26(a)(2) must be made and exchanged on or before @. If evidence is intended solely to contradict or rebut evidence on the same subject matter identified by another party under Fed.R.Civ.P. 26(a)(2)(B), disclosure must be made on or before @.

3. Duty to Supplement-Sanctions. All disclosures and responses to discovery shall be timely supplemented pursuant to Fed.R.Civ.P. 26(e). Failure to timely disclose, or incomplete, false or misleading disclosures, may result in Fed.R.Civ.P. 37(c) sanctions.

4. Discovery. Factual Discovery must be completed by @. “Completed” means that all depositions are concluded and that responses to written discovery are due on or before the discovery completion date. The special provisions regarding limited and simplified discovery as specified in Local Bankruptcy Rule 726.1 shall apply in this adversary proceeding. Expert Discovery must be completed by @.

5. Dispositive Motions. All dispositive motions are subject to this Court’s *Amended Standing Order Re: Dispositive Motion Practice Standards in Adversary Proceedings and Contested Matters*. A copy of that order is attached and is also available on the Court’s website under “Chambers Procedures” at www.cob.uscourts.gov. Dispositive motions if any, must be filed by @. Any response to a dispositive motion shall be filed with the Court and served on interested parties **within fifteen (15) days** after mailing of the dispositive motion. **Replies to responses to dispositive motions may only be filed upon leave of court.**

6. Status Report. On or before @, **(one week before conference)** the parties shall submit a written report to the Court stating:

- a. Whether they anticipate filing any motions in limine;
- b. Whether they anticipate challenging any experts;
- c. The estimated length of trial.

PLEASE TAKE NOTICE THAT a trial scheduling conference in the within adversary proceeding is hereby scheduled for **Tuesday, @, 200@, at 3:00 p.m. in Courtroom D**, on a trailing docket in the United States Bankruptcy Court for the District of Colorado, U.S. Custom House, 721 19th Street, Denver, Colorado 80202-2508. Parties wishing to appear by telephone shall call 720-904-7499 at the scheduled time of the hearing. The User ID for the conference call is 1128. If the hearing has not yet begun, you will hear hold music. Please stay on the line until the court operator takes the roll call and the hearing begins. **The Court will not contact parties by telephone. If a party has not called in to the conference line or is not present in court, it will be deemed a failure to appear.**

Failure to comply with the procedure as set forth in the above referenced Amended Standing Order may result in denial of the relief requested and/or sanctions upon the party and counsel failing to comply.

Dated @