

Scheduling Conference

The Scheduling Conference will be conducted pursuant to Fed. R. Civ. P. 16 and Fed. R. Bankr. P. 7016. At the Scheduling Conference, **the parties shall be prepared to discuss all aspects of the Adversary Proceeding and the Joint Report** including, among other things:

- a. formulating and simplifying the issues, and eliminating frivolous claims and defenses;
- b. amending the pleadings if necessary or desirable;
- c. obtaining admissions and stipulations about facts;
- d. avoiding unnecessary proof and cumulative evidence;
- e. determining the appropriateness and timing of summary adjudication under Fed. R. Civ. P. 56;
- f. controlling and scheduling discovery;
- g. identifying witnesses and documents, scheduling the filing and exchange of any pretrial briefs, and setting dates for further conferences and for trial;
- h. settlement and using special procedures for managing potentially difficult or complex issues;
- i. disposing of pending motions;
- j. finalizing the content of the Scheduling Order; and
- k. facilitating in other ways the just, speedy, and inexpensive disposition of the case.

Counsel and the parties should also bring their calendars and be prepared to advise the Court as to the preferred dates for further pre-trial conferences and the trial.

Typically, a trial date will be set at the Scheduling Conference along with all other case deadlines. After the Scheduling Conference, the Court will issue a “Scheduling Order Under Fed. R. Civ. P. 16(b) and Fed. R. Bankr. P. 7016.”