

UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

In re

A. P. No. \_\_\_\_\_

Plaintiff(s)

v.

Defendant(s)

TIME FRAME ORDER

Hearings on any motions and the trial in the above-styled adversary proceeding shall be held by the Court in the (courtroom location) West Virginia. The settlement conference shall be conducted by telephone by the Court.

Pursuant to Bankruptcy Rule 7016(b), it is ORDERED as follows:

1. Discovery: All discovery requests shall be completed by \_\_\_\_\_.  
"Completed" means that all discovery, objections, motions to compel and all other motions and replies relating to discovery in the action must be filed and/or noticed in time for the party objecting or responding to have opportunity under the Rules to make responses.

2. Summary Judgment and Other Dispositive Motions: All dispositive motions, including those under Bankruptcy Rule 7012(b), together with depositions, admissions, documents, affidavits or other such matter in support thereof, shall be filed by \_\_\_\_\_, with a response due within fourteen days from the date of service of the motion. Any motion and response must be supported by a memorandum at the time filed or submitted.

3. Filing of Witness List and Copy of Pre-Numbered Exhibits: Ten days prior to the scheduled trial date, counsel for each party shall file with the Court and exchange with opposing counsel its list of the names and addresses of all witnesses anticipated to be called at trial. Further, ten days before trial, counsel for each party shall file its pre-numbered copies of exhibits to be offered as evidence at trial, along with a statement that copies of exhibits have been exchanged by counsel or that counsel have examined the exhibits. Failure to comply with either of the above-mentioned requirements may result in the imposition of sanctions or the continuance of the scheduled trial.

4. Telephonic Settlement Conference: A telephonic settlement conference shall be held on \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_ (am/pm), at which lead trial counsel shall meet and conduct negotiations looking toward the settlement of the action.

5. Trial: Trial of this action shall be held on \_\_\_\_\_ at \_\_\_\_\_ o'clock  
(am/pm) at \_\_\_\_\_.

6. Failure to Appear or Negotiate: Should lead trial counsel fail to confer in good faith with opposing counsel or otherwise fail to appear as required in paragraphs 4 and 5 above, appropriate sanctions may be imposed, including but not limited to, sanctions by way of imposition of attorney's fees against the attorney and/or the attorney's client, pursuant to Rule 16(f), F.R.Civ.P.

7. Changes in Above Times: Should counsel for any party desire any change in the time limitations set forth herein, such party may move for modifications thereof within 21 days after the date this Order is entered. Absent any such motion, the time limitations set forth above shall not be altered except upon showing of good cause and by Order of this Court.

If any party to the above-styled proceeding has a question regarding any matter set forth herein, they may direct their inquiry to the Adversary Clerk.

ENTERED:

\_\_\_\_\_  
JUDGE