UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF NEW YORK - - ROCHESTER DIVISION

In Re:		Case No.: Chapter:	
	Debtor(s)		
v.	Plaintiff(s)	A.P. No.:	
	Defendant(s)		

CERTIFICATION AND REPORT OF RULE 26(f) FRCP/RULE 7026 FRBP CONFERENCE AND DISCOVERY PLAN

Please fill in or check the appropriate blanks to certify completion of the Rule 7026 FRBP Attorney's Conference and provide the required information to the Court. Where the parties were unable to agree on a specific provision or item, please so note and attach any necessary explanation. Please note that this information will be used <u>as a guideline</u> by the Judge, in conducting the Rule 16 FRCP Conference.

1. <u>Certification Concerning Discovery Plan</u>. (check one)

A discovery plan is needed or useful in this case and is outlined below.

_____ The parties cannot agree on a discovery plan. The attached sets forth the parties' disagreements and reasons for each party's position. *(attach an explanation to this document)*

2. Certification of Conference. Pursuant to Rule 26(f) FRCP/Rule 7026 FRBP, a meeting was held on

______ (date) at ______ (place) or by telephone [] (check if applicable) and was conducted by the undersigned counsel for the designated parties in this adversary proceeding.

3. <u>Pre-Discovery Disclosures</u>. The information required by Rule 26(a)(1) FRCP and Rule 7026 FRBP (*chack ona*) [] has been exchanged: [] will be exchanged by (*data*)

(check one) [] has been exchanged; [] will be exchanged by _____ (date).

- 4. <u>**Discovery Plan**</u>. The parties jointly propose to the Court the following discovery plan:
 - a. All discovery will be completed by ______ (date).

[If applicable] Discovery on _____

(*identify any issues requiring early discovery*) will be completed by _____ (*date*).

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b. Dis	scovery limits:			
	i. Maximum of	depositions by	plaintiff(s) and by	y defendant(s) (ordinarily 3)
	[or by	<i>each</i> plaintiff and	by <i>each</i> defendant].	
	ii. Other: (Describ	be)		
			e motions should be filed by th	y e Court].
5. <u>Settler</u> [[[is likely.is unlikely.cannot be evalu		ve participation in settleme	
 Trial. The case should be ready for trial by				(<i>date</i>) and should
3. All par	rties [] consent/	[] do not conse	ent to this Court entering fir	nal judgment.
Plaintiff's	Counsel	Date	Defendant's Couns	sel Date