

Index No(s): _____

Plaintiff(s)/Petitioner(s)

-against-

Track: _____

Defendant(s)/Respondent(s)

Preliminary Conference Order

Appearances:

Counsel for Plaintiff(s)/Petitioner(s): _____

Counsel for Defendant(s)/Respondent(s) _____

It is ORDERED that disclosure shall proceed, pursuant to the Rules of the Commercial Division (CD) and the Rules of Commercial Division Part 48 (Part Rules), as follows:

(1) BILL OF PARTICULARS (see CPLR 3130 [1]) and/or Interrogatories (CD Rule 11-a):

(a) Demand for a bill of particulars and/or interrogatories shall be served by _____ on or before _____;

(b) A responsive bill of particulars and/or answers to interrogatories shall be served by _____ on or before _____, with any production with privilege logs, on a rolling basis, completed no later than _____.

(2) DOCUMENT PRODUCTION (See CD Rule 11 et seq., as modified/supplemented by the Part Rules):

(a) Demand for discovery and inspection shall be served by _____ on or before _____;

(b) Responses to demands shall be served by _____ on or before _____, with any production with privilege logs, conducted on a rolling basis, completed no later than _____.

(3) EXCHANGE OF ELECTRONICALLY-STORED INFORMATION (ESI) (See Part Rules, CD Rule 11-c & Appendix A):

The parties will execute a stipulation reflecting their agreement as to exchanging ESI by _____ or, if there is no agreement or only partial agreement, an ESI conference will be requested pursuant to the Part Rules.

(4) DEPOSITION ON ORAL QUESTIONS:

(a) All party depositions noticed or agreed to by stipulation on or before _____;

(b) Plaintiff(s)/Petitioner(s) deposition(s) shall be held on or completed by _____;

(c) Defendant(s)/Respondent(s) deposition(s) shall be held on or completed by _____;

(d) Non-Party Depositions, if any, and all fact depositions completed by _____.

(5) OTHER DISCLOSURE AND/OR EXPERT DISCOVERY:

(6) If any dispute over discovery arises, the parties shall immediately consult and comply with the Part Rules.

(7) IMPLER: Shall be completed on or before: _____.

(8) END DATE FOR ALL DISCLOSURE: _____.

(9) MOTIONS: Any dispositive motion(s) shall be made within 30 days of the deadline to file the Note of Issue and/or as directed by the Part Rules or further order of this court.

(10) NOTE OF ISSUE: The note of issue/certificate of readiness shall be filed by _____ with a copy of this order.

(11) Compliance Conference shall be held _____.

The dates in this order are final and may not be adjourned absent further order of the court.

SO ORDERED:

DATE: _____

ENTER: _____

Hon. Andrea Masley, J.S.C.

ADDITIONAL DIRECTIVES

In addition to the above schedule, it is further ORDERED that:

DATE: _____

ENTER: _____

Hon. Andrea Masley, J.S.C.