

[*] denotes required fields.

**IN THE COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO**

*		*
	:	Case No. _____
	:	
Plaintiff(s),	:	Judge Terry Nestor
	:	
v.	:	RULE 26(F) CONFERENCE REPORT
	:	AND DISCOVERY PLAN
*	:	
	:	(must be filed prior to the initial case
Defendant(s).	:	management conference)
	:	

Now come all parties to this case, by and through their respective counsel, and hereby jointly submit to the Court this Joint Discovery Plan, pursuant to Ohio Civ. R. 26(F)(3). The parties conducted their discovery conference on _____.

*** A. Rule 26(B) Disclosures**

- The parties have exchanged initial disclosures required by Civ.R. 26(B)(3)(a).
- The parties will exchange such disclosures by _____.
- The parties are exempt from disclosures under Civ.R. 26(B)(3)(b).

NOTE: Rule 26(B) disclosures are not to be filed with the Court.

B. Magistrate Consent

The Parties:

- unanimously consent to the jurisdiction of the Magistrate Judge pursuant to Civ.R. 53(C).
- do not unanimously consent to the jurisdiction of the Magistrate Judge pursuant to Civ.R. 53(C).

*** C. Venue and Jurisdiction**

1. Are there any contested issues related to venue or jurisdiction?

- Yes
- No

Not certain

2. If yes, the parties agree motions related to venue or jurisdiction will be filed by _____.

*** D. Parties and Pleadings**

1. The parties agree that any motion or stipulation to amend the pleadings or join new parties will be filed by _____.

2. The parties agree that any motion directed to the pleadings will be filed by _____.

*** E. Pretrial Motions**

1. Dispositive motions will be filed by _____.

2. Responses will be filed by _____.

3. Replies will be filed by _____.

4. The parties anticipate requesting oral argument?

Yes

No

*** F. Discovery Issues and Dates**

1. Parties need to conduct discovery on the issues of:

2. Recommended deadline for the disclosure and report(s) of plaintiff(s) expert(s) _____.

3. Recommended deadline for the disclosure and report(s) of defendant(s) expert(s) _____.

4. Recommended deadline for the disclosure of lay witnesses _____.

5. Anticipated discovery problems

None

6. Claims of Privilege or Protection. The parties have discussed issues regarding the protection of information by a privilege or the work-product doctrine, including whether the parties agree to a procedure to assert these claims after production or have any other agreements.

Yes

No

i. The case presents the following issues relating to claims of privilege or of protection as trial preparation materials:

ii. Have the parties agreed on a procedure to assert such claims AFTER production?

No

Yes

Yes, and the parties ask that the Court include the following agreement in the scheduling order:

G. Discovery Procedures

1. Recommended discovery date _____.

2. Recommended limitations on discovery

Extension of number of interrogatories (currently 40) to _____.

None

Other _____.

3. The parties anticipate production of Electronically Stored Information (ESI)?

Yes

No

4. What is the protocol for the production of ESI?

5. Do the parties anticipate disagreements requiring court intervention over ESI claimed to not be reasonably accessible?

Yes

No

6. The case presents the following issues relating to disclosure or discovery of electronically stored information, including the form or forms in which it should be produced:

H. Protective Order

- A protective order will likely be submitted to the Court on or before _____.
- The parties currently do not anticipate the need for a protective order. If the parties determine that one is necessary, they will submit a joint proposed order to the Court.

*** I. Settlement**

1. The parties request that this matter be referred to the court's mediation service?

Yes

No

2. Plaintiff(s) will make an initial settlement demand by _____.

3. Defendant(s) will respond by _____.

A settlement demand has been made:

Yes

No

A response has been made:

Yes

No

J. Other Matters Pertinent to Management of This Litigation

Once the form has been completed, file with the Clerk of Courts, and email a courtesy copy to *MRyan@cms.hamilton-co.org*

Signatures:

Attorney for Plaintiff(s)

Attorney for Defendant(s)

*

Ohio Bar # _____
Attorney for _____

*

Ohio Bar # _____
Attorney for _____

Ohio Bar # _____
Attorney for _____