

U.S. DISTRICT COURT
DISTRICT OF IDAHO

NOV 12 2002

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

RECEIVED
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CHRIS J. DENNISON,)
)
Plaintiff,)
)
v.)
)
CONTINENTAL CASUALTY COMPANY,)
et al.,)
)
Defendants.)
_____)

Case No. CV 02-507-S -LMB
ORDER RE: TELEPHONE
SCHEDULING CONFERENCE

IT IS HEREBY ORDERED that a telephone scheduling conference in the above-entitled action shall be held on **January 22, 2003** at **9:30 a.m.** (Mountain Time) before the Honorable Larry M. Boyle, Chief United States Magistrate Judge. Counsel for Plaintiff shall initiate the conference call (with all parties being represented) to Chambers at 208-334-1495.

The Scheduling Conference Form/Litigation Plan and consent form shall be filed with the Clerk of Court on or before **January 17, 2003** as set forth below.

Pursuant to D. Idaho L. Civ. R. 16.1, at least twenty-one (21) days prior to the scheduling conference, the parties shall confer and discuss the items contained on the Scheduling Conference Form/Litigation Plan (see attached). Fourteen (14) days thereafter, the parties must file with the Court the Scheduling Conference Form/Litigation Plan.

Pursuant to Federal Rules of Civil Procedure 26 and Local Rule 16.1, fourteen (14) days

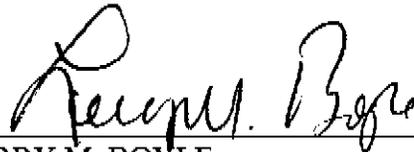
ORDER RE: TELEPHONE SCHEDULING CONFERENCE - 1

after the parties have conferred on the Scheduling Conference Form/Litigation Plan, counsel must make their initial disclosures. The Scheduling Conference Form/Litigation Plan must be filed with the Court prior to the scheduling conference.

Prior to the scheduling conference, the parties must advise the Court in writing if they wish to proceed before a Magistrate Judge. If the parties do not wish to proceed before a Magistrate Judge, they must advise the Court in writing and this matter will then be reassigned to a District Judge.

Plaintiff shall be responsible for serving this Notice of Scheduling Conference on any party not represented on the attached Clerk's Certificate of Mailing.

DATED this 6th day of November, 2002.



LARRY M. BOYLE
CHIEF MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT

SCHEDULING CONFERENCE FORM / LITIGATION PLAN

(Local Rule 16.1)

CASE #: _____ NATURE OF SUIT: _____

CASE NAME: _____

ASSIGNED JUDGE: U.S. Magistrate Judge Larry M. Boyle

PARTY BEING REPRESENTED:

plaintiff defendant Parties stipulated to the following dates:

PLTFF. ATTORNEY /LAW FIRM NAME: _____

ADDRESS: _____

TELEPHONE: _____

DEF. ATTORNEY/LAW FIRM NAME: _____

ADDRESS: _____

TELEPHONE: _____

1. JOINDER OF PARTIES & AMENDMENT

OF PLEADINGS CUT-OFF DATE: _____

2. EXPERT TESTIMONY DISCLOSURES: (Local Rule 26.2 (b))

Plaintiff identify & disclose expert reports by: _____

Defendant identify & disclose expert reports by: _____

All discovery relevant to experts shall be completed by: _____

3. NUMBER AND LENGTH OF DEPOSITIONS _____

4. Factual DISCOVERY CUT-OFF DATE (calculate 150 days prior to trial): _____

5. DISPOSITIVE MOTIONS FILING CUT-OFF DATE (calculate 120 days prior to trial): _____

6. SETTLEMENT CONFERENCE DATE: (Local Rule 16.4) Parties request a settlement conference after motions filed yes or no (To be set by referred Judge) _____

ALTERNATIVE DISPUTE RESOLUTION OPTIONS: (Local Rule 16.5) Should the parties elect to participate in, please check which available option:

Mediation (General Order #130)

Arbitration (General Order# 92)

7. PRETRIAL CONFERENCE DATE: (Local Rule 16.2) This shall be set by the Court as trial date approaches.

8. ESTIMATED LENGTH OF TRIAL: ___ days ___ weeks

COURT or JURY

9. TRIAL DATE: (to be entered by Court) However, please enter proposed available dates

Pltff. _____

Def. _____

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

)	
)	CASE NO. _____
)	
PLAINTIFF,)	NOTICE OF AVAILABILITY OF A
VS.)	UNITED STATES MAGISTRATE JUDGE
)	TO EXERCISE JURISDICTION
)	AND REQUIREMENT FOR CONSENT
)	
DEFENDANT.)	
)	
)	

In accordance with United States District Court for the District of Idaho General Order #159, and Fed.R.Civ.P. 73, you are notified that a United States Magistrate Judge of this district court is available to conduct any or all proceedings in this case, including a jury or nonjury trial, and to order the entry of a final judgment. Exercise of this jurisdiction by a United States Magistrate Judge is available only if all parties file a written consent, a copy of which is included in this notice.

You may without adverse substantive consequences withhold your consent. No judge shall be informed of a party's response to the clerk's notification, unless all parties have consented to the referral of the matter to a United States Magistrate Judge. The decision of the parties shall be communicated to the Clerk of Court.

An appeal from a judgment entered by a United States Magistrate Judge will be directly to the United States Circuit Court of Appeals for the Ninth Circuit in the same manner as an appeal from any other judgment of this district. 28 U.S.C. § 636(c); Fed.R.Civ.P. 73.

If you wish to consent to this matter being handled by a United States Magistrate Judge, please sign this form and return it to the address at the bottom of this form. If all parties do not consent to the exercise of jurisdiction by a United States Magistrate Judge prior to the Rule 16.1 Scheduling Conference, this matter will not be reassigned.

**NOTE: All consents and requests for reassignment should be sent to:
Jeanie Loera, Deputy Clerk, U.S. District Court, 550 West Fort Street, Boise, ID 83724.**

CAMERON S. BURKE, CLERK OF COURT

By Deputy Clerk

CONSENT TO THE EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE

In accordance with provisions of 28 U.S.C. § 636(c) and Fed. R. Civ. P. 73, the parties in this case consent to have a United States Magistrate Judge conduct any and all proceedings in this case, including the trial, order the entry of a final judgment, and conduct all post-judgment proceedings.

Party Represented	Signature	Date

United States District Court
for the
District of Idaho
November 12, 2002

* * CLERK'S CERTIFICATE OF MAILING * *

Re: 1:02-cv-00507

I certify that a copy of the attached document was mailed or faxed to the following named persons:

David E Comstock, Esq.
COMSTOCK & BUSH
PO Box 2774
Boise, ID 83701

Chief Judge B. Lynn Winmill
 Judge Edward J. Lodge
 Chief Magistrate Judge Larry M. Boyle
 Magistrate Judge Mikel H. Williams

Cameron S. Burke, Clerk

Date: 11-12-02

BY: 
(Deputy Clerk)