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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Ingenuity13 LLC,	}	CASE NO.: 2:12-cv-08333-SVW-PJW
Plaintiff	}	NEW CASE ORDER
vs.	}	
John Doe,	}	
Defendant.	}	

This case has been assigned to the calendar of Judge Stephen V. Wilson. The Court fully adheres to Rule 1 of the Federal Rules of Civil Procedure which requires that the Rules be “construed to secure the just, speedy and inexpensive determination of every action.”

Counsel should also be guided by the following special requirements:

1. The Plaintiff shall promptly serve the complaint in accordance with the Fed. R. Civ. P. 4 and file the proofs of service pursuant to Local Rule 5-3.
2. The attorney attending any proceeding before this Court must be the attorney who is primarily responsible for the conduct of the case.

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1 3. Motions: Motions shall be filed and set for hearing in accordance with
2 Local Rule 6-1 and Local Rules 7-4 through 7-8. Parties are advised that these
3 Local Rules were amended effective January 1, 2010. Motions are heard on
4 Mondays at 1:30 p.m., unless otherwise ordered by this Court. If Monday is a
5 national holiday, this Court DOES NOT hear motions on the succeeding Tuesday.
6 Any motions noticed for a holiday shall automatically be set to the next Monday
7 without further notice to the parties.

8 A. Page Limits: Memoranda of Points and Authorities in support of or in
9 opposition to motions shall not exceed 25 pages. Replies, thereto, shall not exceed
10 12 pages. These are maximum page limits. It is the Court's preference that the
11 pleadings be shorter. If it cannot be said briefly, then it is not a "brief."

12 B. Motions for Summary Judgment: Use of depositions.

13 Pursuant to Local Rule 32-1, no original or copy of a deposition shall be
14 lodged in support of a Motion for Summary Judgment (or other substantive
15 motion). Counsel shall file the pertinent excerpts of depositions as an exhibit or
16 supplement to said motion.

17 4. DISCOVERY: ALL DISCOVERY MATTERS HAVE BEEN
18 REFERRED TO A UNITED STATES MAGISTRATE JUDGE (see initial
19 designation in parenthesis following the case number) for the specific purpose of
20 hearing all discovery matters. Discovery disputes of a significant nature should be
21 brought promptly before the Magistrate Judge. The Court does not look favorably
22 upon delay resulting from unnecessarily unresolved discovery disputes. Any
23 discovery disputes that are not resolved three (3) weeks prior to the scheduled trial
24 date should be brought promptly and directly to the attention of this Court.
25 Counsel are directed to contact the clerk for the assigned Magistrate Judge to
26 schedule matter for hearing. The words DISCOVERY MATTER shall appear in
27 the caption of all documents relating to discovery to insure proper routing.

28 The decision of the Magistrate Judge shall be final and binding, subject to

1 modification by the District Court only where it has been shown that the
2 Magistrate Judge's order is clearly erroneous or contrary to law.

3 Within ten (10) days of an oral ruling which the Magistrate Judge indicates
4 will not be followed by a written ruling, or within ten (10) days of service upon
5 him/her of a written ruling any party may file and serve a motion for review and
6 reconsideration before this Court, specifically designating the portions of the
7 decision objected to and specifying wherein such portions of the decision are
8 clearly erroneous of contrary to law, with points and authorities in support thereof.
9 A copy of the moving papers and responses, etc., shall be delivered to the
10 Magistrate Judge's clerk for review upon the filing of said documents.

11 5. EX PARTE APPLICATIONS: Ex parte applications are considered on
12 the papers and are not set for hearing. Counsel are advised to file and serve their
13 ex parte applications as soon as they realize that extraordinary relief is necessary.
14 Counsel are advised that this Court allows ex parte applications solely for
15 extraordinary
16 relief. Sanctions may be imposed for misuse of ex parte applications. See In Re:
17 Intermagnetics America, Inc., 101 Bankr. 191 (C.D. Cal. 1989). The requesting
18 party shall notify the responding party that opposing papers must be filed not later
19 than

20 3:00 p.m. on the first business day succeeding the day the ex parte was served.
21 If counsel are not going to oppose the ex parte application, they must inform the
22 clerk at (213)894-2881. Counsel will be notified by the clerk of the Court's ruling.

23 6. TRIAL PREPARATION: This Court strives to set trial dates as early as
24 possible and does not approve of unnecessarily protracted discovery. This Court
25 issues an "Order Re: Trial Preparation" upon the setting of a trial date.

26 7. CONTINUANCES: Continuances are granted only upon a showing of
27 good cause, particularly focusing upon evidence of diligent work by the party
28 seeking delay and of prejudice that may result from the denial of a continuance.

1 Counsel requesting a continuance MUST submit a detailed declaration as to the
2 reason. Any continuances requested not accompanied by said declaration will be
3 rejected without notice to the parties. The Court sets firm trial dates and will not
4 change them without good cause having been shown.

5 8. STIPULATIONS: NO stipulations extending scheduling dates set by this
6 Court are effective unless approved by this Court. All stipulations must be
7 accompanied by a detailed declaration explaining the reason for the stipulation.
8 Any stipulation not in compliance with this Order or the Local Rules of the Central
9 District will automatically be rejected without notice to the parties. Stipulations
10 shall be submitted well in advance of the relief requested. Counsel wishing to
11 know whether or not a stipulation has been signed shall comply with Local Rule
12 11-4.5.

13 9. NOTICE: Counsel for plaintiff, or plaintiff, if appearing on his or her
14 own behalf, is required to promptly give notice of these requirements to the
15 opposing parties or their counsel. If this case came to this Court via a Notice for
16 Removal, this burden falls to the removing defendant.

17 10. NOTICE OF REMOVAL: Any answers filed in state court must be re-
18 filed in this Court as a supplement or exhibit to the Notice. If an answer has not, as
19 yet, been filed, said answer or responsive pleading shall be filed in accordance with
20 the Federal Rules of Civil Procedure and the Local Rules of the Central District.
21 Any pending motions must be re-noticed according to Local Rule 7-4.

22 11. BANKRUPTCY APPEALS: Counsel shall comply with the ORDER
23 RE PROCEDURE TO BE FOLLOWED IN APPEAL FROM BANKRUPTCY
24 COURT issued at the time the appeal is filed in the District Court. The matter is
25 considered submitted upon the filing of the appellant's reply brief. No oral
26 argument is held unless by order of this Court.


27 12. TRANSCRIPTS: Requests for transcripts shall be made to the Court
28 Reporter who reported the event. Reporter information can be found on the Court's

1 website at www.cacd.uscourts.gov, under Court Addresses & Directories -
2 Western-Spring or Western-Roybal. For additional Court Reporter Information,
3 you may contact the Court Reporter Scheduler at (213) 894-0658. Arrangements
4 for daily transcripts shall be made not later than five (5) days prior to the hearing
5 or trial to be transcribed. Requests for daily transcripts made on the day of the
6 hearing/trial to be transcribed may not be honored; it shall be at the discretion of
7 the assigned court reporter.

8 Counsel representing the United States or one of its agencies shall present a
9 preauthorization purchase order when ordering transcripts.

10 13. E-FILING: Mandatory chambers copies of all electronically filed
11 documents must be delivered to the chambers no later than 12:00 noon the
12 following business day.

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14 Dated: October 4, 2012


15 STEPHEN V. WILSON
16 UNITED STATES DISTRICT JUDGE
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