**United States District Court**

**Middle District of Florida**

**jacksonville division**

Enter name(s),

Plaintiffs,

v. Case No. Enter case number

Enter name(s),

Defendants.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**Erisa Case Management Report**

For Judge Howard’s cases, the parties shall use this Case Management Report (CMR) for actions brought under the Employee Retirement Income Security Act of 1974 (ERISA), 29 U.S.C. sec. 1001, et seq. Based on this CMR and availability on the Court’s calendar, the assigned United States Magistrate Judge will issue a binding Case Management and Scheduling Order.

1. **Meeting of Parties**

The parties may conduct the planning conference “in person, by telephone, or by comparable means[.]” See Local Rule 3.02(a)(1).

The parties conducted the planning conference on enter date. Enter names attended the conference.

1. **Deadlines and Dates**

The parties request these deadlines and dates:

|  |  |
| --- | --- |
| **Action or Event** | **Date** |
| Deadline for defendant to provide the administrative record to plaintiff. | Enter a date. |
| Deadline for filing any dispositive motions or cross-briefs. | Enter a date. |
| Deadline for filing responses to dispositive motions or cross-briefs. | Enter a date. |
| Deadline for participating in mediation. See Local Rules, ch. 4.  Enter mediator’s name, address, and phone number. | Enter a date. |

1. **Consent to a Magistrate Judge**

“A United States magistrate judge in the Middle District can exercise the maximum authority and perform any duty permitted by the Constitution and other laws of the United States.” Local Rule 1.02(a). With the parties’ consent, a district judge can refer any civil matter to a magistrate judge for any or all proceedings, including a non-jury or jury trial. 28 U.S.C. § 636(c).

In the Jacksonville Division, most ERISA cases are referred to the assigned magistrate judge for the preparation of a report and recommendation, which will be reviewed by the assigned district judge. However, the parties are encouraged to expedite the decision-making process by consenting to the exercise of jurisdiction over this case by the assigned magistrate judge, who would then issue a final order and judgment.

The parties do consent and file with this CMR a completed Form AO 85 “Notice, Consent, and Reference of a Civil Action to a Magistrate Judge,” which is [available on the Court’s website](https://www.uscourts.gov/sites/default/files/ao085.pdf) under “Forms.”

1. **Preliminary Pretrial Conference**

The parties do not request a preliminary pretrial conference before the Court enters a scheduling order.

The parties do request a preliminary pretrial conference, and the parties want to discuss enter discussion points.

1. **Oral Argument**

Do the parties request oral argument? (The Magistrate Judge will make the final determination as to whether and when to set the case for oral argument).

Yes.

No.

1. **Disclosure Statement**

The parties have filed their disclosure statement as required by Federal Rule of Civil Procedure 7.1 and Local Rule 3.03.

1. **Related Action**

The parties acknowledge their continuing duty under Local Rule 1.07(c) to notify the judge of a related action pending in the Middle District or elsewhere by filing a “Notice of a Related Action.” No notice need be filed if there are no related actions as defined by the rule.

1. **Request for Special Handling**

The parties do not request special handling.

The parties request special handling. Specifically, describe requested special handling.

Enter party’s name unilaterally requests special handling. Specifically, describe requested special handling.

1. **Certification of familiarity with the Local Rules**

The parties certify that they have read and are familiar with the Court’s Local Rules.

1. **Signatures**

Add name of party or counsel Add name of party or counsel

If counsel, add name of client If counsel, add name of client

Add date of signature Add date of signature

Add name of party or counsel Add name of party or counsel

If counsel, add name of client If counsel, add name of client

Add date of signature Add date of signature

Add name of party or counsel Add name of party or counsel

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