

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

Plaintiff,

v.

Case No. 2: -cv- -FtM-

Defendant.

_____ /

CASE MANAGEMENT REPORT¹

The parties agree to these dates and discovery plan under Federal Rule of Civil Procedure 26 and Local Rule 3.05:

DEADLINE	AGREED DATE
Corporate Disclosure Statements [Due immediately upon each party's first appearance]	Plaintiff filed on Select Date Defendant filed on Select Date
Rule 26(a)(1) Initial Disclosures [Due 14 days after Rule 26(f) conference]	<input type="checkbox"/> Exchanged <input type="checkbox"/> To be exchanged by Select Date
Motions to Add Parties or Amend Pleadings [Court recommends 1 to 2 months after the Rule 26(f) conference]	Select Date
Disclosure of Expert Reports [Court recommends the last disclosure to occur 1 to 2 months before the discovery deadline]	Plaintiff: Select Date Defendant (includes rebuttal): Select Date Plaintiff Rebuttal: Select Date
Discovery	Select Date

¹ The Court is not responsible for a hyperlink's availability and functionality, and a failed hyperlink does not affect this Order.

DEADLINE	AGREED DATE
[Court recommends 6 to 8 months before the trial term so it can decide dispositive motions]	
Dispositive and <i>Daubert</i> Motions [Court recommends at least 4 months before the meeting to prepare the joint final pretrial statement]	Select Date
Meeting in Person to Prepare Joint Final Pretrial Statement [Court recommends 1 month before the Final Pretrial Conference]	Select Date
Motions in Limine [Court recommends 3 days before the deadline for Joint Final Pretrial Statement and Trial Briefs]	
Joint Final Pretrial Statement and Trial Briefs [Court recommends 3 weeks before the Final Pretrial Conference]	Select Date
Final Pretrial Conference	Select Date
Monthly Trial Term [Cases are scheduled for a monthly trial term—not a specific date. The Court recommends 20 to 22 months after the case is filed or removed]	Month Year
Estimated Length of Trial	Select days
Jury or Non-Jury	Select
Mediation [Court recommends mediation after the discovery deadline but before dispositive motions]	Deadline: Select Date Mediator:

DEADLINE	AGREED DATE
Settlement	<input type="checkbox"/> Likely <input type="checkbox"/> Unlikely
All Parties Consent to the Assigned Magistrate Judge²	<input type="checkbox"/> For all purposes including trial <input type="checkbox"/> For some purposes like class certification, summary judgment, or motions for a final order or judgment (please list) <input type="checkbox"/> For no other purpose beyond authority granted by statute, rule, and referral
All Parties Request a Settlement Conference with a Magistrate Judge	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Likely to Request in Future
Related Case Notice Completed (Available on the assigned district judge's website)	<input type="checkbox"/> Yes

A. Preliminary Pretrial Conferences

For cases assigned to United States District Judge Sheri Polster Chappell and United States District Judge John L. Badalamenti, the assigned Magistrate Judge will hold a preliminary pretrial conference (“PPTC”) in most cases after the parties file this Case Management Report. The parties should expect to discuss these topics at the PPTC: the facts, unique issues anticipated by counsel, the Court’s case management practices and procedures, deadlines to govern the case, prospects of settlement, pending motions, scope of discovery, need for expert witnesses, length of trial, and calendar conflicts. Unresolved issues to discuss at the PPTC include:

² If the parties wish to voluntarily consent to the assigned Magistrate Judge, they must sign and file either the [AO Form 85](#) (consent for all purposes including trial) or [AO Form85A](#) (consent for some purpose like a specific motion) found on the Court’s website.

After the PPTC, the assigned Magistrate Judge will issue a Case Management and Scheduling Order to govern the case.

For cases assigned to Senior United States District Judge John E. Steele, a preliminary pretrial conference is mandatory only in Track Three cases. The Court will consider a request to re-track a Track Two case to a Track Three case only after a class is certified and/or motions to dismiss have been decided in complex actions. For Track Two cases, Judges Barber and Steele will issue Case Management and Scheduling Orders after the parties file a Case Management Report.

B. Discovery

The parties must **jointly** file—along with this Case Management Report and Related Case Notice—the “Pretrial & Discovery Plan” found on the assigned Magistrate Judge’s website. The Pretrial & Discovery Plan, Case Management Report, and Related Case Notice must be filed as **three separate docket entries**. The parties must also follow the [Discovery Handbook](#) for the Middle District of Florida available on the Court’s website.

C. Mediation

Without mandatory arbitration or a Court order otherwise, the parties in every case **must** participate in mediation. The parties must select a mediator from the Court’s [approved list of mediators](#) found on its website.

Date: _____

Signature of Counsel (per Local Rule 1.05) and Unrepresented Parties:

_____	_____
_____	_____
_____	_____