

Rule 7026-1

Discovery - General

(a) Form of Motions to Compel

Motions to compel disclosure or answers to interrogatories or questions, or to determine the sufficiency of disclosure or answers and all objections to requests for admissions shall identify and quote in full each interrogatory or question and the answer, if any, or the admission sought to be obtained. Motions for production and motions for protective orders must set forth, without reference to other pleadings or documents, the objects sought to be produced or protected.

(b) Obligation to Confer

A motion to compel disclosure, discovery or for a protective order shall not be heard unless the parties have conferred and attempted to resolve their differences. The moving parties shall call for such a conference within five (5) days after the motion has been served, and the conference shall be held within five (5) days thereafter. At least five (5) days before the date of the hearing, the parties shall file a statement setting forth the matters on which they have been unable to agree, together with memoranda in support of or in opposition to the motion.

(c) Time for Compliance

The party against whom an order to compel has been entered shall comply with the order within ten (10) days after receiving notice of the order, unless the order specifies a different period.

(d) Filing of Discovery Documents

Disclosure or discovery documents, including depositions, interrogatories, and answers thereto, shall not be filed. Those portions of disclosure or discovery necessary to the disposition of motions, applications or requests shall be appended to the pleadings. The initiating party shall have the responsibility for maintaining discovery material and making it available as may be required during the proceedings.

Related Provisions

FRBP 7026	Compelling Discovery
FRBP 9016	Subpoena

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