

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

STANDING ORDER REGARDING DISCOVERY DISPUTES

November 5, 2021

TALWANI, D.J.

In an effort “to secure the just, speedy, and inexpensive determination of every action and proceeding,” Fed. R. Civ. P. 1, counsel shall comply with the following procedures when filing any discovery motions.

1. If a discovery dispute arises, the parties must confer in person or via telephone in a good faith effort to resolve or narrow the dispute before seeking court intervention. L.R. 7.1(a)(2) and 37.1(a).
2. If the parties are unable to resolve the discovery dispute, counsel are encouraged to request a conference with the court *before* filing a discovery motion.
3. If a party opts to file a discovery motion, the motion must comply with Local Rule 37.1, which requires the motion to “state with particularity” the following:

Each interrogatory, deposition question, request for production, request for admission or other discovery matter raising an issue to be decided by the court, and the response thereto; and

A statement of the moving party’s position as to each contested issue, with supporting legal authority, which statement shall be set forth separately immediately following each contested item.

L.R. 37.1(b)(4)-(5). Motions that fail to comply with the rule will be dismissed.

4. The moving party shall also file a proposed order, which shall specify the relief requested as to each disputed issue.
5. The opposing party shall respond to a discovery motion within fourteen calendar days. The response, like the motion, shall state with particularity the opposing party’s position as to each contested issue, with supporting legal authority, which statement shall be set forth separately immediately following each contested item. L.R. 37.1(c)

IT IS SO ORDERED.

/s/ Indira Talwani
United States District Judge