

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

LOS ALAMOS STUDY GROUP,

Plaintiff,

vs.

Case No: cv 11-946 RHS/WDS

UNITED STATES DEPARTMENT OF  
ENERGY, et al.,

Defendants.

**INITIAL SCHEDULING ORDER**

**THIS MATTER** is assigned to me for all scheduling, case management, discovery and non-dispositive motions. The Federal Rules of Civil Procedure, as amended, and the Local Civil Rules of the Court apply to this civil litigation.

**IT IS THEREFORE ORDERED** that all pretrial practice in the above-captioned cause shall be in accordance with the following:

1. A Rule 16 Scheduling Conference will be conducted in my chambers, Suite 720, 333 Lomas, NW, Pete V. Domenici United States Courthouse, Albuquerque, New Mexico, on the **14<sup>th</sup> day of February, 2012 at 1:50 p.m. (MST)**. At this Scheduling Conference counsel shall be prepared to discuss all scheduling issues including personal and professional conflicts. We will also discuss settlement prospects and alternative dispute resolution possibilities and the consideration of consent pursuant to 28 U.S.C. §636(c). Personal attendance by the parties is encouraged but not required under the terms of this Order. Counsel may appear telephonically but must advise my chambers at least **48 hours** prior to the Scheduling Conference. Counsel is responsible for placing the conference call and should be ready to proceed approximately five minutes before the scheduled date and hour.

2. The parties, appearing through counsel of record or pro se, are hereby directed to personally meet and confer no later than **January 24, 2012**, for the purpose of formulating a Joint Status Report and Provisional Discovery Plan {hereinafter referred to as "JSR") pursuant to Fed. R. Civ. P. 26(f). The time allowed for discovery is generally 120 to 150 days. The parties and counsel shall cooperate in preparing a JSR. The standardized JSR form is available at the Court's web site, [www.nmcourt.fed.us](http://www.nmcourt.fed.us), and may be downloaded for use in preparation of the JSR in the instant cause. The blanks in the JSR for suggested/proposed dates are to be filled in by the parties. The final case management dates will be determined by the Court after consideration of the requests of the parties. Plaintiff(s), or Defendant(s) in removed cases, shall be responsible for the filing of the JSR on or before **February 7, 2012**.

3. The parties and counsel may not modify the case management deadlines without the showing of good cause and then only upon the express and written order of the Court. Modifications not approved by the Court will not be recognized and are not binding upon the case.

4. Initial disclosures under Fed. R. Civ. P. 26(a)(1) shall be made within fourteen (14) days of the date of the meet and confer session set forth in Paragraph 2 above.



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W. DANIEL SCHNEIDER  
UNITED STATES MAGISTRATE JUDGE  
Pete V. Domenici United States Courthouse  
333 Lomas Blvd., N.W. - Chambers #720  
Albuquerque, New Mexico 87102  
(505) 348-2370