

Appendix D (2)

SUPREME COURT, COUNTY OF _____
INDIVIDUAL ASSIGNMENT PART [OR JUSTICE] _____

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Plaintiff (s)	Index No.
- against -	PRELIMINARY CONFERENCE STIPULATION AND ORDER FOR COMMERCIAL CASES (Section 202.8 and 202.12 of the the Uniform Rules)
Defendant (s).	

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[All items on the form must be completed unless inapplicable.]

It is hereby STIPULATED and ORDERED that disclosure shall proceed as follows:

(1) Insurance Coverage (CPLR 3101 (f)): If not already provided, shall be furnished by _____ on or before _____.

(2) Depositions: Choose (a) or (b)

(a)

<u>Deponent</u>	<u>Date and Time</u>	<u>Place</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

[Attach additional sheet if necessary]

(b) The parties shall set a schedule for depositions to be held no later than _____ and shall provide the court with the schedule.

Optional:

If one deposition fails to take place as scheduled, the remaining parties' depositions shall nonetheless proceed as scheduled, except that priorities between defendants and plaintiffs shall be preserved.

(3) Other Disclosure: (Commissions or letters rogatory (CPLR 3108); identity and location of witnesses; etc.):

All such disclosure, unless otherwise noted herein, shall be completed by _____.

(4) Impleader; Motion(s) to amend the pleadings or to add parties: Shall be completed on or before _____.

(5) Compliance conference: Shall be held on _____.

(6) End Date for All Disclosure, other than expert disclosure [must be within 12 months, or 15 months for a complex case]: _____.

(7) Expert Disclosure:

Plaintiff (s) shall provide expert disclosure by _____.
Defendant(s) shall provide expert disclosure by _____.

(8) Motions: Any dispositive motion(s) (CPLR 3211 and 3212) shall be made on or before

(9) Note of Issue: _____ shall file a note of issue/certificate of readiness on or before _____.
A copy of the stipulation and order, an affirmation stating that all of the terms of the stipulation and order have been complied with, and an affidavit of service of the note of issue shall be served and filed with the note of issue on or before said date.

(10) The parties shall ensure that a stipulation of discontinuance shall be promptly filed if the case settles before the next meeting with the Court.

Failure to comply with any of these directions may result in the imposition of costs or sanctions or other action authorized by law.

Dated:

Attorney for Plaintiff(s)

Attorney for Defendant(s)

Dated:

SO ORDERED:

J. S. C.

