

[Proposed Amended] Rule 7026-1

DISCOVERY -- GENERAL

(a) **General.** Local Rule 7001-1 addresses numerous discovery issues in adversary proceedings and, if ordered by the Court, in complex contested matters.

(b) **Contested Matters.** Unless otherwise ordered by the Court, the disclosure requirements of Fed. R. Civ. P. 26(a) and the conference and reporting requirements of Fed. R. Civ. P. 26(f) do not apply in contested matters. Unless the Court orders otherwise, the parties may commence discovery immediately after service of the paper initiating the contested matter is accomplished under Fed. R. Bankr. P. 7004.

(c) **Discovery Papers Shall Not Be Filed With the Court.** Consistent with Fed. R. Civ. P. 5, incorporated by Fed. R. Bankr. P. 7005, disclosures under Rule 26 (a)(1) or (2) and the following discovery responses and requests must not be filed with the Court until they are used in the case or proceeding or the Court orders filing: depositions, interrogatories, requests for documents or tangible things or to permit entry onto land, and requests for admissions.

(d) **Motions to Compel and Motions for Protective Order.** Motions to compel disclosure must include a certification that the movant has in good faith conferred with the opposing party in an effort to resolve the issue without Court action.