Motion to Compel Discovery Responses—Bankruptcy and Adversary

Docketing Event
- Bankruptcy > Motions/Applications/Objections > Motion to Compel (Abandonment/Turnover/Other)
- Adversary > Motions/Applications > Motion to Compel

Negative Notice: **YES**

Accompanying Orders: **Yes, but only if the responding party has failed to respond to a discovery request; the motion does not include a request for sanctions, waiver of objections, or deemed admissions; and the proposed order gives the respondent 14 days to produce documents or respond.**

Code and Rule References:
Fed. R. Bankr. P. 7037
Local Rule 7001-1
Local Rule 7026-1
Local Rule 7037-1

Fee: N/A

Applicable Chapters: 7, 11, 12, 13, 15

Implemented: **10/26/17**

Last Revision: **2/5/2024 2:24:37 PM**

Description

Parties may file a motion to compel discovery responses in bankruptcy cases and adversary proceedings. Generally, the motion is filed when a party has failed to respond to a discovery request, has failed to appear for a deposition or Rule 2004 examination, or the propounding party contends that discovery responses are insufficient.

If the movant contends that discovery responses are insufficient, the motion must include the movant's certification that the movant has conferred in good faith with the opposing party.

Parties should check the assigned judge's webpage as individual judges may have posted information regarding discovery motions.

Filing Checklist

Review the motion to determine if it:

☐ Is signed by the filing attorney (may be "scanned in signature" or "/s/" signature block);

☐ Includes attorney's complete name and address, consistent with the filing attorney's name and address in CM/ECF;

☐ Is properly served and includes a proper proof of service;

☐ If the Motion contends that discovery responses were insufficient, the Motion must contain a certification that the movant has in good faith conferred with the opposing party prior to filing the motion.