

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3 **STANDING ORDER FOR CIVIL CASES BEFORE JUDGE VINCE CHHABRIA**

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5 **CONFORMITY WITH RULES**

6 1. The parties shall follow the Federal Rules of Civil Procedure, the Civil Local
7 Rules, and the General Orders of the Northern District of California, except as superseded by this
8 Court's standing order.

9 **SCHEDULING**

10 2. Civil Law and Motion Calendar is conducted on Thursdays at 1:30 p.m.

11 3. Civil case management conferences are generally conducted on Fridays at 10:30
12 a.m.

13 4. Counsel need not reserve hearing dates but should check Judge Chhabria's calendar
14 on the Court's website to make sure the desired date is available.

15 5. Counsel for the moving party should confer with opposing counsel about a
16 mutually convenient hearing date before noticing any motion.

17 6. No changes to the Court's schedule shall be made except by order of the Court.
18 Any motion to continue a hearing or case management conference must be made no later than
19 seven days prior to the scheduled appearance.

20 7. Any request for an extension of a filing deadline (other than an extension that the
21 rules allow the parties to arrange between themselves without a court order) must be filed no later
22 than 72 hours prior to the deadline.

23 **CASE MANAGEMENT CONFERENCES**

24 8. The attorney appearing at a case management conference must have full authority
25 to make decisions about any issue that may come up during the conference.

26 9. Attorneys located outside the Northern District of California may arrange to
27 participate in case management conferences by phone. Attorneys located in the Northern District
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1 may only appear by phone with leave of the Court, which will not be granted absent a showing of
2 good cause. Arrangements to participate by phone must be made at least seven days in advance
3 with Judge Chhabria's Courtroom Deputy, Kristen Melen.

4 **DISCOVERY**

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6 10. If the parties cannot resolve their discovery dispute after a good faith effort, they
7 shall prepare and file a joint letter of no longer than five pages stating the nature and status of their
8 dispute. Both sides should submit proposed orders as well. No exhibits may be submitted with
9 the letter other than any discovery request or response that is the subject of the letter. The Court
10 will either resolve the dispute on the papers, require the parties to appear, or refer the case to a
11 magistrate judge for discovery purposes.

12 **COURTESY COPIES OF FILINGS**

13 11. Courtesy copies of all motions, oppositions, and replies (and supporting papers)
14 must be delivered to the Clerk's Office no later than noon on the court day following the day that
15 the document was electronically filed. The papers should be three-hole punched. Note: This rule
16 differs from Civil Local Rule 5-1(e)(7)(A).

17 **PROPOSED ORDERS**

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19 12. Proposed orders are not necessary for most substantive motions, such as motions
20 for summary judgment, motions to dismiss, or preliminary injunction motions. The parties need
21 only submit proposed orders in connection with administrative motions, ex parte applications,
22 discovery disputes, and any substantive rulings that call upon the court to make factual findings
23 (such as a motion to approve a class settlement or a motion for attorney's fees).

24 **LENGTH OF BRIEFS**

25 13. Unless expressly permitted by the Court, briefs in support of and in opposition to
26 all substantive motions (except for summary judgment motions, discussed below) may not exceed
27 15 pages, and reply briefs may not exceed 10 pages. Motions to increase page limits will almost
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never be granted, but any such motion must be filed no later than 72 hours before the brief is due.

SUMMARY JUDGMENT

14. The parties need not file joint or separate statements of undisputed fact in connection with summary judgment motions.

15. At the summary judgment hearing and/or in the briefs, the parties should not hesitate to alert the Court of the need for a prompt ruling in light of their trial preparation schedule.

16. Unless expressly permitted by the Court, briefs in support of and in opposition to summary judgment motions cannot exceed 25 pages, and reply briefs cannot exceed 15 pages. Motions to increase page limits will almost never be granted, but any such motion must be filed no later than 72 hours before the brief is due.

17. In the event of cross-motions for summary judgment, the parties must file a total of four briefs sequentially, rather than three pairs of simultaneous briefs. Unless the parties agree to reverse the order, the opening brief is filed by the plaintiff side, the opening/opposition brief is filed by the defense side, the opposition/reply is filed by the plaintiff side, and the reply is filed by the defense side. The first two briefs are limited to 25 pages, the third brief is limited to 20 pages, and the fourth brief is limited to 15 pages. The parties may submit a stipulation and proposed order setting a briefing schedule for the cross-motions, which will likely be signed so long as the fourth brief is due no later than 14 days before the hearing date.

PATENT CASES

18. Absent a compelling reason, the Court will only conduct claim construction in conjunction with a dispositive motion.

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TENTATIVE RULINGS

19. The Court will not issue tentative rulings.

IT IS SO ORDERED.

Dated: April 16, 2014



Vince Chhabria
United States District Judge