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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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

**CONFORMITY WITH RULES**

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of Civil Procedure, the Civil Local Rules, and the General Orders of the Northern District of California, except as superseded by this Court's standing order.

**SCHEDULING**

2. Civil case management conferences will be conducted Tuesdays at 10:00 a.m., and civil law and motion calendar will be conducted on Thursdays at 10:00 a.m. Special settings (such as pretrial conferences, Markman hearings and the like) will be conducted on Tuesdays at 1:00 p.m.

3. Counsel need not reserve hearing dates but should check Judge Chhabria's calendar on the Court's website to make sure the desired date is available. The parties may not specially set any matter without leave of the Court.

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

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

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

**CASE MANAGEMENT CONFERENCES**

7. The attorney appearing at a case management conference must have full authority

1 to make decisions about any issue that may come up during the conference.

2 8. Attorneys located outside the Northern District of California may arrange to  
3 participate in case management conferences by phone. Attorneys located in the Northern District  
4 may only appear by phone with leave of the Court, which will not be granted absent a showing of  
5 good cause. However, in the event one attorney appears by phone, all attorneys must appear by  
6 phone, and the conference will be conducted from chambers immediately following the  
7 conferences in which the attorneys are appearing in person. Arrangements to participate by phone  
8 must be made at least seven days in advance with Judge Chhabria's Courtroom Deputy, Kristen  
9 Melen.

10 **DISCOVERY**

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

17 **COURTESY COPIES OF FILINGS**

18 10. Courtesy copies of all motions, oppositions, and replies (and supporting papers)  
19 must be delivered to the Clerk's Office no later than noon on the court day following the day that  
20 the document was electronically filed. The papers should be three-hole punched. Note: This rule  
21 differs from Civil Local Rule 5-1(e)(7)(A).  
22

23 **PROPOSED ORDERS**

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

2 **LENGTH OF BRIEFS**

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4 12. Unless expressly permitted by the Court, briefs in support of and in opposition to  
5 all substantive motions (except for summary judgment motions, discussed below) may not exceed  
6 15 pages, and reply briefs may not exceed 10 pages. Motions to increase page limits will almost  
7 never be granted, but any such motion must be filed no later than 72 hours before the brief is due.

8 **SUMMARY JUDGMENT**

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

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

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

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

26 **PATENT CASES**

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

**TENTATIVE RULINGS**

18. The Court will not issue tentative rulings.

**IT IS SO ORDERED.**

Dated: June 3, 2014



Vince Chhabria  
United States District Judge