

Local Rules of the United States Bankruptcy Court for the Western District of Missouri

Rule 7026-1. Discovery. General.

A. Commencement of Discovery. Discovery may commence immediately and, unless otherwise ordered, shall be completed 14 days prior to trial. Local Rules 26.4 (Non-filing of Discovery Responses) and 30.1 (Depositions), United States District Court, Western District of Missouri, shall apply. Unless otherwise requested the Initial Disclosures specified in Fed. R. Civ. P. 26(a)(1) and the conference of Parties and Discovery Plan specified in Fed. R. Civ. P. 26(f) shall not be required. If a party wishes that such discovery procedures be imposed, a motion to that effect shall be filed as soon as practicable.

B. Discovery Deadline. Deadlines for the close of discovery will be extended only for cause. Absent extraordinary circumstances, a deadline will not be extended unless there has been active discovery. Delayed discovery is not grounds for extension of discovery deadlines. Unless ordered otherwise, filing of a motion, including one on dismissal, summary judgment or discovery, does not toll commencement of discovery or excuse counsel from completing discovery. Counsel may agree to modify deadlines without Court approval if trial and pretrial conference dates are not affected.

C. Discovery Motion. The Court will not entertain motions on a discovery dispute until parties have complied with the following:

1. Movant's counsel has conferred, or made reasonable efforts to confer, and communicated in writing with opposing counsel in a sincere effort to resolve the dispute. Counsel shall certify compliance with this Rule in any discovery motion, detailing efforts to resolve the dispute before the motion.
2. After compliance with subsection (1), the parties shall request an expedited discovery conference with the Court, which may be by telephone or in chambers. If the dispute is not resolved by conference, a discovery motion may be filed.

D. Form of Responses. The party answering interrogatories or requests to admit, produce or inspect shall set forth each question or request immediately before the answer or response.