

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

FEDERAL TRADE COMMISSION

Plaintiff(s) ,

v.

SOUTHERN GLAZERS WINE AND SPIRITS, LLC

Defendant(s).

Case No. 8:24-cv-02684-FWS-ADS

**CIVIL STANDING ORDER**

**PLEASE READ THIS ORDER CAREFULLY. IT GOVERNS THIS CASE AND DIFFERS IN SOME RESPECTS FROM THE LOCAL RULES.**

This action has been assigned to Judge Fred W. Slaughter. Both the court and all counsel bear responsibility for the progress of litigation in this court. “Counsel,” as used in this Order, includes parties appearing *pro se*.<sup>1</sup> To secure the just, speedy,

-----

<sup>1</sup> This Court does not exempt parties appearing *pro se* from compliance with the Federal Rules of Civil Procedure or the Local Rules. See Local Rules 1-3 and 83-2.2.3.

1 and inexpensive determination of every action, all counsel are ordered to  
2 familiarize themselves and comply with the Federal Rules of Civil Procedure and  
3 the Local Rules of the Central District of California. *See* Fed. R. Civ. P. 1.

4 **UNLESS THE COURT ORDERS OTHERWISE, THE FOLLOWING**  
5 **RULES APPLY.**

6 **I. Service of the Complaint**

7 Plaintiff shall promptly serve the complaint in accordance with Federal Rule  
8 of Civil Procedure 4 and shall comply with Federal Rule of Civil Procedure 4(l)  
9 and Local Rule 5-3 with respect to all proofs of service. Any defendant, including  
10 any “Doe” or fictitiously named defendant, not served within 90 days after the  
11 case is filed will be dismissed pursuant to Federal Rule of Civil Procedure 4(m).

12 **II. Removed Actions**

13 Any Answers filed in state court must be refiled in this court as a supplement  
14 to the Notice of Removal. Any pending motions must be re-noticed in accordance  
15 with Local Rule 7. If an action removed to this court contains a form pleading, e.g.,  
16 a pleading in which boxes are checked, the party or parties that filed the form  
17 pleading must file in this court within thirty (30) days of receipt of the Notice of  
18 Removal a revised pleading that complies with Federal Rules of Civil Procedure 7,  
19 7.1, 8, 9, 10 and 11. An amended complaint filed within 30 days after removal to  
20 replace a form complaint pursuant to this instruction shall be deemed an amended  
21 complaint with “the court’s leave” pursuant to Federal Rule of Civil Procedure  
22 15(a)(2).

23 **III. Presence of Lead Counsel**

24 Lead trial counsel shall attend any proceeding before this court, including all  
25 Scheduling, Pretrial, and Settlement Conferences. In an effort to provide more  
26 experience to the next generation of practitioners, the court encourages lead counsel  
27 to permit junior counsel to fully participate in court proceedings, including to argue  
28 motions and to examine witnesses at trial.

1 **IV. Calendar Conflicts**

2 Counsel shall notify both of the Judges’ courtroom deputies at least three (3)  
3 days in advance. Counsel should defer to the most senior of the judges. A priority  
4 before that Judge should be requested.

5 A “Notice of Unavailability” has no legal effect and should not be filed.

6 **V. Scheduling Conference and Rule 26(f) Meeting of Counsel**

7 Pursuant to Federal Rules of Civil Procedure 16(b) and 26(f), the court will  
8 issue an Order Setting a Scheduling Conference. Counsel shall meet no later than  
9 twenty-one (21) days prior to the court-ordered Scheduling Conference pursuant  
10 to Federal Rule of Civil Procedure 26(f) and applicable Local Rules. This meeting  
11 may occur telephonically and need not occur in person. A written exchange of  
12 correspondence will not satisfy this requirement.

13 **VI. Joint Rule 26(f) Report**

14 Unless otherwise ordered, no later than fourteen (14) days before the  
15 Scheduling Conference, counsel shall file a Joint Rule 26(f) Report. A Joint Rule  
16 26(f) Report which is not timely filed or does not conform with this Order,  
17 Federal Rule of Civil Procedure 26(f), and/or applicable Local Rules will interfere  
18 with preparation by the court and its staff and may result in the assessment of  
19 sanctions, including dismissal. The Joint Rule 26(f) Report shall address the  
20 matters set forth in Federal Rule of Civil Procedure 26(f), as well as those  
21 enumerated in the court’s Order Setting Scheduling Conference.

22 **VII. Discovery**

23 All discovery matters have been referred to a Magistrate Judge, who will hear  
24 all discovery disputes. The Magistrate Judge’s initials follow the District Judge’s  
25 initials next to the case number. All discovery documents must include the words  
26 “DISCOVERY MATTER” in the caption to ensure proper routing. Please do not  
27 deliver courtesy copies of discovery documents to Judge Slaughter’s chambers.

28 Counsel must follow the Magistrate Judge’s procedures for scheduling matters

1 for hearing. These procedures are stated on each Magistrate Judge's webpage.

2 In accordance with 28 U.S.C. § 636(b)(1)(A), the Magistrate Judge's decision  
3 shall be final, and this court will not reverse any order of the Magistrate Judge  
4 unless it has been shown that the Magistrate Judge's order is clearly erroneous and  
5 contrary to law. Any party may file and serve a motion for review and  
6 reconsideration before this court. *See* Local Rule 72-2. The moving party must  
7 file and serve the motion within fourteen (14) days of service of a written ruling  
8 or an oral ruling that the Magistrate Judge states will not be followed by a written  
9 ruling. The motion must specify which portions of the ruling are clearly erroneous  
10 and contrary to law, and the claim must be supported by points and authorities.  
11 Counsel shall provide the Magistrate Judge's chambers copies of the moving  
12 papers and responses.

### 13 **VIII. Motions – General Requirements**

#### 14 **a. Pre-Filing Meet and Confer Requirement**

15 Counsel should take note of Local Rule 7-3, which requires “counsel  
16 contemplating the filing of any motion” to “first contact opposing counsel to  
17 discuss thoroughly, preferably in person, the substance of the contemplated motion  
18 and any potential resolution.” Counsel shall discuss the issues sufficiently such  
19 that if a motion is still necessary, the briefing may be directed to those substantive  
20 issues requiring resolution by the court. Counsel shall resolve minor procedural  
21 or other non-substantive matters during the conference. The notice of motion or  
22 other request must include a statement of compliance with Local Rule 7-3. The  
23 court may strike, outright deny a motion or order other relief, including sanctions,  
24 if counsel fails to meet and confer in good faith. This requirement applies even to  
25 self-represented parties; there is no exception to this rule for parties who appear  
26 *pro se*. Nor are there any exceptions to this rule for futility or redundancy.

#### 27 **b. Time for Filing and Hearing Motions**

28 Motions shall be filed in accordance with Local Rule 7. This court hears

1 motions on Thursdays, beginning at 10:00 a.m. If Thursday is a court holiday,  
2 motions will be heard on the next Thursday. Counsel shall not contact the  
3 Courtroom Deputy to clear or reserve a civil motion hearing date. A list of closed  
4 dates is located on Judge Slaughter's webpage.

5 **c. Length and Format of Motion Papers**

6 Pursuant to Local Rule 11-6, absent leave of court Memoranda of Points and  
7 Authorities in support of or in opposition to motions shall not exceed 7,000 words,  
8 including headings, footnotes, and quotations but excluding the caption, the table of  
9 contents, the table of authorities, the signature block, the certification required by  
10 L.R. 11-6.2, and any indices and exhibits. Only for good cause shown will the  
11 court grant an application to extend these page limitations. Pursuant to Local Rule  
12 11-8, all Memoranda of Points and Authorities exceeding ten (10) pages must be  
13 accompanied by a Table of Authorities and a Table of Contents. All briefing must  
14 use Times New Roman font. Text must be no less than fourteen (14) point font;  
15 footnotes shall be in the same font and the same size as the body of the  
16 memorandum.

17 Counsel shall adhere to Local Rule 5-4.3 with respect to the conversion of all  
18 documents to .pdf format so that when a document is electronically filed, it is in  
19 proper size and is .pdf searchable. Further, all documents shall be filed in a format  
20 so that text can be selected, copied, and pasted directly from the document. *See*  
21 Local Rule 5-4.3.1.

22 All documents—including pleadings, motions, and exhibits—submitted to the  
23 court must be text-searchable (i.e., “OCR’d”).

24 **d. Documents with Declarations, Exhibits, and Other Attachments**

25 If a filed or lodged document has declarations, exhibits, or other attachments,  
26 each attachment must be filed as a separately-docketed attachment to the main  
27 docket entry with a description of the attachment (e.g., Dkt. 20-1 Declaration of  
28 Joe Smith; Dkt. 20-2 Ex. 1 - License Agreement; Dkt. 29-3 Evidentiary

1 Objections). The court may strike or decline to consider motions, stipulations, or  
2 other documents with attachments that are not filed in accordance with this Order.

3 **e. Citations to Case Law**

4 Citations to case law must identify the case cited and the specific page  
5 referenced. For example, if a quotation is presented, the associated page citation  
6 shall be provided. Similarly, if a case is cited in support of a proposition based on  
7 language in the opinion, the page on which such language appears shall be  
8 provided. Bluebook style is required.

9 **f. Citations to Other Sources**

10 Statutory references must identify with specificity the sections and subsections  
11 referenced. Citations to treatises, manuals, and other materials should include the  
12 volume, section, and pages being referenced. Citations to prior filings in the same  
13 action shall include the docket entry number, section, and pages referenced.  
14 Bluebook style is required.

15 **g. Oral Argument**

16 If the court deems a matter appropriate for decision without oral argument, the  
17 court will take the matter under submission and notify the parties before the  
18 hearing.

19 **h. Artificial Intelligence**

20 Any party who uses generative artificial intelligence (such as ChatGPT,  
21 Harvey, CoCounsel, or Google Bard) to generate any portion of a motion, brief,  
22 pleading, or other filing must attach to the filing a separate declaration disclosing  
23 the use of artificial intelligence and certifying that the filer has reviewed the  
24 source material and verified that the artificially generated content is accurate  
25 and complies with the filer's Rule 11 obligations.

26 **IX. Motions – Specific Requirements**

27 **a. Motions Pursuant to Federal Rule of Civil Procedure 12**

28 Many motions to dismiss or strike can be avoided if the parties confer in good

1 faith as required by Local Rule 7-3, especially for perceived defects in a complaint,  
2 answer, or counterclaim that can be corrected by amendment. *C.f. Polich v.*  
3 *Burlington Northern, Inc.*, 942 F.2d 1467, 1472 (9th Cir. 1991) (noting that where  
4 a motion to dismiss is granted, a district court should grant leave to amend unless it  
5 is clear the complaint cannot be saved by amendment). Moreover, a party has the  
6 right to amend the complaint “once as a matter of course at any time before a  
7 responsive pleading is served.” Fed. R. Civ. P. 15(a). Even after a complaint has  
8 been amended or a responsive pleading has been served, the Federal Rules of Civil  
9 Procedure provide that leave to amend should be “freely given when justice so  
10 requires.” Fed. R. Civ. P. 15(a). The Ninth Circuit requires that this policy favoring  
11 amendment be applied with “extreme liberality.” *Morongo Band of Mission Indians*  
12 *v. Rose*, 893 F.2d 1074, 1079 (9th Cir. 1990).

13 Consequently, parties should carefully consider and weigh an opponent’s  
14 contentions as to the deficiencies in a pleading. The court expects that, in most  
15 instances, the parties will agree to any amendment that would cure the defect.

16 **b. Motions to Amend**

17 In addition to the requirements of Local Rule 15-1, all motions to amend  
18 pleadings shall: (1) state the effect of the amendment; (2) be serially numbered to  
19 differentiate the amendment from previous amendments (i.e., “First Amended  
20 Complaint,” “Second Amended Complaint”); and (3) identify the pages, line  
21 numbers, and wording of any proposed change or addition of material.

22 Counsel shall electronically file a “Notice of Lodging” attaching the proposed  
23 amended pleading as a document separate from the motion, as well as a “redlined”  
24 version of the proposed amended pleading identifying all additions and deletions  
25 of material as an appendix to the moving papers. Before a motion to amend is filed,  
26 the redlined version also must be delivered to opposing counsel at least two hours  
27 in advance of the Local Rule 7-3 conference; and if the plaintiff later changes the  
28 delivered version, counsel will be required to meet again about the revised pleading.

1           **c. Motions *in Limine***

2           Motions *in limine* shall be filed and noticed for a hearing in accordance with  
3 the court’s Scheduling Order. In no case shall any motion *in limine* be noticed  
4 hearing date later than the Final Pretrial Conference.

5           **d. Motions for Class Certification**

6           If this action is a putative class action, the parties are to act diligently and  
7 begin discovery immediately, so that the motion for class certification can be filed  
8 expeditiously. Parties are advised to refer to the court’s Order Setting Scheduling  
9 Conference for additional guidance as to the filing and timing of motions for class  
10 certification.

11           **e. Motions for Default Judgment**

12           Unless the court orders otherwise, motions for default judgment shall be filed  
13 within 14 days after the later of (1) entry of default against the last remaining  
14 defendant or (2) resolution of all claims against all defendants who have not  
15 defaulted. The motion must include a showing of both subject-matter and personal  
16 jurisdiction. *See In re Tuli*, 172 F.3d 707, 712 (9th Cir. 1999). A plaintiff who  
17 moves for default judgment and wishes to seek attorney’s fees and and costs must  
18 include in the motion a properly supported request for attorney’s fees and costs  
19 together with the motion for default judgment. Failure to do so will result in the  
20 striking of any subsequent motion for attorney’s fees and costs absent a showing  
21 of good cause. The court may vacate the hearing on a motion for default  
22 judgment if no opposition is timely filed, and the notice of motion should so state.  
23 Unless the court orders otherwise, the movant must appear at the motion hearing  
24 prepared to argue the motion and respond to any tentative opinion even in the  
25 absence of an opposition.

26           **f. Motions for Summary Judgment**

27           No party may file more than one motion pursuant to Federal Rule of Civil  
28 Procedure 56, regardless of whether such motion is denominated a motion for



1 summary judgment or summary adjudication, without leave of court. If a party  
2 believes this is one of the rare instances in which good cause exists for more than  
3 one motion for summary judgment or to increase page limits, the party shall seek  
4 leave by noticed motion setting forth a detailed showing of good cause. Pursuant  
5 to Federal Rule of Civil Procedure 56(f), when appropriate, based on undisputed  
6 facts and controlling principles of law, the court may *sua sponte* enter summary  
7 judgment in favor of the non-moving party.

8 Also, the court will not entertain cross-motions that seek to adjudicate the  
9 same legal issues. If parties wish to cross-move for summary judgment, their  
10 counsel shall meet and confer to determine which party will move and which will  
11 oppose the one motion for summary judgment.

12 Parties need not wait until the motion cutoff date to bring motions for  
13 summary judgment or partial summary judgment. The hearing on any such motion  
14 shall be set for a date in advance of the last date to hear motions as stated in the  
15 court's Scheduling Order. This court requires an extended briefing schedule for  
16 motions for summary judgment, as set forth below:

- 17 • Motions for Summary Judgment: Must be filed at least forty-two (42)  
18 days before the noticed hearing date.
- 19 • Opposition: Must be filed twenty-eight (28) days before the noticed  
20 hearing date.
- 21 • Reply: Must be filed twenty-one (21) days before the noticed hearing  
22 date.

23 The above briefing schedule is the default. The parties may stipulate to a  
24 modified schedule that is reasonable for all parties, subject to court approval. Any  
25 briefing schedule must provide the court at least twenty-one (21) days between the  
26 reply deadline and the hearing date.

27 The parties should prepare papers in a fashion that will assist the court in  
28 processing and analyzing the volume of material (e.g., tables of contents, headings,

1 indices, bookmarks in electronic documents, pinpoint citations, etc.). Additionally,  
2 parties should submit a courtesy copy of the motion and related papers to Judge  
3 Slaughter's chambers copy box, located on the 10th floor of the Ronald Reagan  
4 Federal Building and United States Courthouse in Santa Ana. The parties shall  
5 comply with Local Rules 56-1 and 56-2, in addition to the court's additional  
6 requirements described below.

7 **i. Statements of Uncontroverted Facts and Genuine Disputes**

8 The separate statement of uncontroverted facts, statement of genuine disputes  
9 of material fact, and response to statement of genuine disputes of material fact shall  
10 be prepared in accordance with Local Rules 56-1–56-3. The factual statements  
11 should be set forth in sequentially numbered paragraphs. Each paragraph should  
12 contain a narrowly focused statement of fact. Each numbered paragraph should  
13 address a single subject as concisely as possible. Do not include legal argument in  
14 this document. The opposing party may dispute all or only a portion of the  
15 statement, but if disputing only a portion, the document must clearly indicate  
16 what part is being disputed. The court will not wade through a document to  
17 determine whether a fact really is in dispute.

18 The opposing party may submit additional material facts that bear on the  
19 issues raised by the movant. The additional facts shall follow the format of the  
20 moving party's separate statement and shall continue in sequentially numbered  
21 paragraphs.

22 **ii. Supporting Evidence**

23 No party shall submit evidence other than the specific items of evidence or  
24 testimony necessary to support or controvert a proposed statement of undisputed  
25 fact. For example, entire deposition transcripts, entire sets of interrogatory  
26 responses, and documents that do not specifically support or controvert material  
27 in the separate statement shall not be submitted in support of or in opposition to  
28 a motion for summary judgment.

1 Evidence submitted in support of or in opposition to a motion for summary  
2 judgment should be submitted either by way of stipulation or as exhibits to  
3 declarations sufficient to authenticate the proffered evidence and should not be  
4 attached to the memorandum of points and authorities. Documentary evidence  
5 for which there is no stipulation regarding foundation must be accompanied by  
6 the testimony, either by declaration or properly authenticated deposition transcript,  
7 of a witness who can establish authenticity.

### 8 **iii. Objections to Evidence**

9 If a party disputes a fact based in whole or in part on an evidentiary objection,  
10 the ground for the objection should be stated succinctly in a separate statement of  
11 evidentiary objections in a two column format. The left column should identify the  
12 items objected to (including page and line number if applicable) and the right  
13 column should set forth a concise objection (e.g., hearsay, lack of foundation, etc.)  
14 with a citation to the Federal Rules of Evidence or, where applicable, a case  
15 citation. A proposed order shall be filed and attached to the evidentiary objections  
16 as a separate document in Word-processing format consistent with Local Rule  
17 52-4.1 and emailed directly to the court's chambers email address at  
18 FWS\_Chambers@cacd.uscourts.gov.

### 19 **g. Motions for Attorneys' Fees**

20 Motions for attorneys' fees shall be electronically filed and set for hearing  
21 according to Local Rule 6-1 and this Order. Any motion or request for attorneys'  
22 fees shall attach two summaries, in table form, of the hours worked by and billing  
23 rate of each attorney with title (e.g., partner, counsel, associate, etc.).

24 The first table shall include a summary of the hours worked by each attorney,  
25 organized by task (e.g., discovery, motion to dismiss, motion for summary  
26 judgment). The second table shall include a summary of the hours worked by each  
27 attorney, organized by attorney. Both tables shall list all the tasks on which the  
28 attorney worked, the hours worked on each task, and the hourly rate of each

1 attorney. If the hourly rate charged by any individual attorney changed while the  
2 action was ongoing, the party shall provide separate calculations for the total  
3 number of hours the attorney spent in connection with each task at each hourly rate.

4 All tables shall be attached to the motion and electronically filed. The courtesy  
5 copies of the tables shall be prepared in Excel, have all restrictions removed so the  
6 spreadsheets can be edited, and be emailed to the court's chambers email address  
7 at FWS\_Chambers@cacd.uscourts.gov.

#### 8 **h. Under Seal Filings**

9 Local Rule 79-5 governs applications to file documents under seal. Local Rule  
10 79-5.2.2 explains how to apply to file under seal and how to proceed if leave is  
11 granted. Parties must comply with all provisions of Local Rule 79-5.

12 There is a strong presumption of public access in civil actions. *Foltz v. State*  
13 *Farm Mut. Auto. Ins. Co.*, 331 F.3d 1122, 1135 (9th Cir. 2003). For each document  
14 or other type of information a party seeks to file under seal, the party must identify  
15 and discuss the factual and/or legal justification that establishes "good cause" or  
16 "compelling reasons" for the information to be protected. *Kamakana v. City and*  
17 *Cnty. of Honolulu*, 447 F.3d 1172, 1178-80 (9th Cir. 2006).

18 Documents that are not confidential or privileged in their entirety should not  
19 be filed under seal if the confidential portions can be redacted and filed separately  
20 with a reasonable amount of effort. The parties should file a complete version of  
21 the documents under seal and a redacted version for public viewing, omitting only  
22 the portions that the Court has authorized to be filed under seal.

23 Sealing must be justified for each individual item—blanket claims of  
24 confidentiality will result in the application to seal being denied. Counsel are  
25 strongly encouraged to consider carefully whether sealing or redaction is absolutely  
26 required for a given piece of evidence or argument. An application to seal that  
27 includes meritless requests to seal or redact documents will be denied. The parties  
28 also must meet and confer before filing an application to seal.

1       **X. Proposed Orders**

2           Each party filing or opposing a motion or seeking the determination of any  
3 matter shall file, serve, and electronically lodge a proposed order setting forth the  
4 relief or action sought and a brief statement of the rationale for the decision with  
5 appropriate citations. The court requires strict compliance with Local Rule 5-4.4.2,  
6 which states that “a Microsoft Word copy of the proposed document, along with a  
7 PDF copy of the electronically filed main document, shall be e-mailed to the  
8 assigned judge’s generic chambers e-mail address,” which for this court is  
9 FWS\_Chambers@cacd.uscourts.gov. The court will not consider a motion,  
10 stipulation, *ex parte* application, or other request for relief unless a compliant  
11 proposed order is received by email. A filing may be stricken for failure to timely  
12 comply.

13       **XI. Chambers Courtesy Copies**

14           Mandatory chambers copies of the following e-filed documents shall be  
15 delivered to Judge Slaughter’s chambers copy box on the 10th Floor of the Ronald  
16 Reagan Federal Building and United States Courthouse in Santa Ana or sent via  
17 overnight mail: all motions and related documents (oppositions, replies, exhibits);  
18 *ex parte* applications (excluding *pro hac vice* applications) and related documents  
19 (oppositions and exhibits); and all pretrial documents.

20           Mandatory chambers copies must be delivered by noon following the date of  
21 filing as required by Local Rule 5-4.5.

22           Mandatory chambers copies of sealed documents shall be delivered to the  
23 Clerk’s Office Intake window, to be placed in the court’s internal mail box. If the  
24 mandatory chambers copy of a document is an inch or more thick, the filing party  
25 should place the court’s copy in a three-ring binder (no blue backing is required).

26       **XII. Ex Parte Applications**

27           *Ex parte* applications are solely for extraordinary relief. To justify *ex parte*  
28 relief, there must be a showing of irreparable prejudice and that the moving party is

1 without fault, or that the crisis occurred as a result of excusable neglect. *See*  
2 *Mission Power Engineering Co. v. Continental Casualty Co.*, 883 F. Supp. 488,  
3 492-93 (C. D. Cal. 1995).

4 The court directs counsel's attention to Local Rule 7-19. The court considers  
5 *ex parte* applications on the papers. Accordingly, counsel need not set *ex parte*  
6 applications for a hearing date. The other parties' opposition, or notice of non-  
7 opposition to an *ex parte* application is due 24 hours after the other parties' receipt  
8 of the *ex parte* application, or within 24 hours after the *ex parte* application is filed,  
9 whichever is earlier.

### 10 **XIII. Injunctions and Restraining Orders**

11 Parties seeking preliminary or emergency injunctive relief must comply with  
12 Federal Rule of Civil Procedure 65 and Local Rule 65. Applications for a  
13 Temporary Restraining Order ("TRO") are also governed by Local Rule 7-19,  
14 which applies to *ex parte* applications. Thus, oppositions to Applications for a  
15 TRO must be filed within 24 hours following service of the Application or filing of  
16 the Application, whichever is earlier. The court will not rule on any Application  
17 for a TRO for at least 24 hours after the party subject to the requested order has  
18 been served, unless notice is excused as per Federal Rule of Civil Procedure 65(b),  
19 or unless the interests of justice so require. The Parties must provide chambers  
20 copies of TRO-related documents on the same day they are filed.

### 21 **XIV. Continuances**

22 Continuances are granted only on a showing of good cause. *See* Fed. R. Civ.  
23 P. 16(b)(4). Requests for continuances must be by stipulation, motion or *ex parte*  
24 application and must be accompanied by a declaration setting forth the reasons for  
25 the requested continuance. The declaration also should include whether there have  
26 been any previous requests for continuances and whether these requests were  
27 granted or denied by the court. *See* Local Rule 40-1 Stipulations extending dates  
28 set by this court are not effective unless approved by the court.

1 The court's determination of whether good cause has been shown focuses  
2 upon evidence of diligence by the party or parties seeking a continuance and on  
3 the potential for prejudice that might result from a denial of the continuance. *See*  
4 Fed. R. Civ. P. 16(b)(4); *Matrix Motor Co. v. Toyota Jidosha Kabushiki Kaisha*,  
5 218 F.R.D. 667, 671 (C.D. Cal. 2003).

#### 6 **XV. Communications with Chambers**

7 Counsel must not attempt to contact the court or chambers staff by email,  
8 telephone, or by any other *ex parte* means. Counsel must not contact the Courtroom  
9 Deputy regarding the status of any matter before the court or seek any legal advice.  
10 Nor should counsel contact the Courtroom Deputy to inquire about court procedure  
11 when the answer is readily available by consulting the Federal Rules of Civil  
12 Procedure, the Local Rules, or the court's standing orders. Calls or emails regarding  
13 the status of submitted motions, stipulations, or proposed orders will not be  
14 returned. Counsel may determine the status of any submitted motion, stipulation,  
15 or proposed order by accessing the docket sheet through PACER, which can be  
16 accessed via the Central District of California's website. Counsel may, for  
17 appropriate matters only, contact the Courtroom Deputy via the court's  
18 chambers email at [FWS\\_Chambers@cacd.uscourts.gov](mailto:FWS_Chambers@cacd.uscourts.gov). Any appropriate inquiry  
19 directed to the Courtroom Deputy must be by email with a copy to counsel for all  
20 parties. Counsel must include on all papers their email address, telephone number,  
21 and fax number to facilitate communication with the Courtroom Deputy.

#### 22 **XVI. Guidance for Pro Se Litigants**

23 Parties who represent themselves in civil litigation (i.e., appear *pro se*), should  
24 be aware that the court holds these parties to the same standards of conduct to  
25 which it holds attorneys. The following links may be helpful to those representing  
26 themselves in civil matters:

- 27 • General information on how parties may represent themselves in civil  
28 cases in the Central District of California can be found at



1 <https://prose.cacd.uscourts.gov/>.

- 2 • Local Civil Rules for the Central District of California can be found at
- 3 <http://www.cacd.uscourts.gov/court-procedures/local-rules>
- 4 • Federal Rules of Civil Procedure can be found at
- 5 <https://www.law.cornell.edu/rules/frcp>.

6 Only individuals may represent themselves. A corporation or other entity

7 must be represented by counsel, and if counsel seeks to withdraw, counsel must

8 advise the entity of the dire consequences of failing to obtain substitute counsel

9 before seeking withdrawal—i.e., a plaintiff entity’s case will be dismissed or a

10 defendant entity will default. *See* C.D. Cal. L.R. 83-2.3.4.

11 **XVII. Order Setting Scheduling Conference**

12 Pursuant to Federal Rules of Civil Procedure 16(b) and 26(f), the court will

13 issue an Order setting a Scheduling Conference. The parties must strictly comply

14 with Federal Rules of Civil Procedure 16 and 26, and Local Rule 26. Absent a

15 showing of good cause, the parties must propose a trial date that is within 18

16 months of the filing of the complaint.

17 **XVIII. Settlement Conference and Alternative Dispute Resolution (ADR)**

18 As stated in Local Rule 16-15, the parties in every case must participate in a

19 Settlement Conference or Alternative Dispute Resolution (“ADR”) procedure. The

20 court will not hold a final pretrial conference or convene any trial unless and until

21 all parties, including the principals of all corporate parties, have completed ADR.

22 This court participates in the Court-Directed ADR Program whereby the court

23 refers the parties to the magistrate judge, the Court Mediation Panel, or to private

24 mediation. *See* General Order 11-10, § 5.1. If a Notice to Parties of Court-Directed

25 ADR Program (form ADR-08) has been filed in this case, counsel must furnish and

26 discuss it with their clients in preparation for the Federal Rule of Civil Procedure

27 26(f) conference. In their Joint Rule 26(f) Report, counsel should indicate their

28 preferred ADR procedure. The court will refer the case to a procedure at the



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

initial scheduling conference. More information about the court's ADR Program, the Mediation Panel, and mediator profiles is available on the court's website.

**XIX. Notice of This Order**

Counsel for Plaintiff shall immediately serve this Order on all parties, including any new parties to the action. If this case came to the court by noticed removal, the Defendant shall serve this Order on all other parties.

IT IS SO ORDERED.

Dated: December 16, 2024



HONORABLE FRED W. SLAUGHTER  
UNITED STATES DISTRICT JUDGE