

Title 11
Civil Case Management

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TITLE 11
Civil Case Management

RULE 11.0010
EFFECTIVE DATE

Except as otherwise provided herein, these Local Rules in Title 11, Civil Case Management shall apply to all general civil cases as set forth in California Rules of Court 3.712(a) that are filed on or after January 1, 2009. In addition, they shall apply to general civil cases filed prior to that, as ordered by the Court. These Local Rules in Title 11, Civil Case Management do not apply to Uninsured Motorist cases or Collections cases, pursuant to California Rules of Court 3.712, and do not apply to Complex cases, pursuant to California Rules of Court 3.750.

(Added 11-9-87, effective 1-1-88; Moved to Title 1 (Rule 1.0200) 10-17-98, effective 1-1-99; reinstated and amended 10-18-02, effective 1-1-03; amended 10-24-08, effective 1-1-09).

RULE 11.0020
PURPOSE

(Added. eff. 11-9-87; operative 1-1-88; deleted 10-18-02, effective 1-1-03)

RULE 11.0030
DELAY DEFINED

(Added, eff. 11-9-87; operative 1-1-88; moved to Title 1 as Rule 1.0200 entitled Case Management Policy 10-18-02, effective 1-1-03)

RULE 11.0040
GENERAL CIVIL CASES

(Added, eff. 11-9-87; operative 1-1-88; amended, eff. 1-1-89; deleted 10-18-02, effective 1-1-03)

RULE 11.0050
STATEMENTS OF POLICY

(Added, eff 11-9-87; operative 1-1-88; amended 4-16-94, eff. 7-1-94; deleted 10-18-02, effective 1-1-03)

RULE 11.0060
NEW CASE ASSIGNMENT AND CASE MANAGEMENT CONFERENCES

- A. The Court utilizes a Master Trial Calendar Department to facilitate the prosecution of civil actions. Upon the filing of a complaint, or other initial pleading, the Court shall assign the action to a Case Management Department. At any time thereafter, the Court may reassign the case to another judge, commissioner, temporary judge, or referee for any purpose authorized by law. Unless otherwise reassigned, the Case Management Department will hear pretrial law and motion matters. For purposes of trial, the Master Trial Calendar Department shall assign the case a trial date and trial department. A Case Management Conference hearing date will be set pursuant to California Rules of Court Rule 3.722.
- B. The plaintiff or cross-complainant shall serve a copy of the Notice of Assignment to Case Management Department, Notice of Case Management Conference on all defendants/cross defendants named or added to the complaint, and shall file proof of service thereof.

(Added 11-9-87, effective 1-1-88; amended 10-27-90, effective 2-1-91; amended 10-4-91, effective 1-1-92; amended 10-23-94, effective 1-1-94; amended 4-16-94, effective 7-1-94; amended 10-17-98, effective 1-1-99; amended 10-20-00, effective 1-1-01; amended 10-18-02, effective 1-1-03; amended 10-28-06, effective 1-1-07; amended 10-24-08, effective 1-1-09)

RULE 11.0070
DUTIES OF LITIGANTS

- A. Any party filing pleadings or motions thereby assumes the duty to insure that such proceedings progress without delay. Any party required to respond is charged with the duty of so doing without delay.
- B. The duty to immediately notify the Court of a resolution of the case, as required by Rule 3.1385 of the California Rules of Court, shall be strictly enforced.

(Added 11-9-87, effective 1-1-88; amended 10-17-98, effective 1-1-99; CRC number corrected 1-1-07; amended 10-24-08, effective 1-1-09)

RULE 11.0080
HEARINGS

(Added, eff. 11-9-87; operative 1-1-88; Deleted 4-4-92, effective 7-1-92)

RULE 11.0090
COMMENCEMENT OF LITIGATION

Deleted 10-17-98, effective 1-1-99.

RULE 11.0100
SERVICE OF PLEADINGS

If a plaintiff fails to serve the complaint or cross-complaint and to file proof of service within the time specified by the California Rules of Court, the court shall issue an order to show cause, directing the plaintiff to appear and show cause why either the action should not be dismissed or monetary sanctions should not be imposed on plaintiff or plaintiff's counsel.

(Adopted 1-1-86; amended 11-9-87, effective 1-1-88; amend. 10-21-89, eff. 1-1-90; amend. 7-1-90; amen. 10-4-91, eff. 1-1-92; amend 11-7-92, eff. 1-1-93; amend. 4-16-94, eff. 7-1-94; amend. 10-16-96, eff. 1-1-97; amend. 10-17-98, eff. 1-1-99; amended 10-18-02, effective 1-1-03; CRC number corrected 1-1-07; amended effective 7-1-07)

RULE 11.0110
CASE MANAGEMENT CONFERENCE

- A. A Case Management conference shall be set no later than 180 days from the date of filing. Each party who has appeared in the action must be present at the Case Management Conference unless otherwise ordered by the court.
- B. Pursuant to California Rules of Court 3.725, no later than 15 calendar days before the date set for the Case Management Conference, each party must file a Case management Statement. Whenever possible the parties should submit a joint Case Management Statement.
- C. Failure to comply with subsections (a) or (b) may result in sanctions.
- D. Parties may call the appropriate court department no sooner than 48 hours prior to the scheduled Case Management Conference to determine if it will be held.

(Adopted 1-1-86; amended 11-9-87, effective 1-1-88; amended 10-21-89, effective 1-1-90; amended 10-27-90, effective 1-1-91; amended 11-7-92, effective 1-1-93; amended 10-23-93, effective 1-1-94; amended 4-16-94, effective 7-1-94; amended 10-17-98, effective. 1-1-99; amended 10-18-02, effective 1-1-03; CRC number corrected 1-1-07; phone number eliminated 7-6-09)

RULE 11.0120
PROGRESS FROM STATUS CONFERENCE TO TRIAL

(Adopted 1-1-86; Amended, eff. 11-9-87; eff. 1-1-88; amended, eff. 3-23-90; operative 6-1-

90; amended 10-27-90, eff. 1-1-91; amended 4-4-92, eff. 7-1-92; amended 4-3-93, effective 7-1-93; deleted 10-23-93, effective 1-1-94)

RULE 11.0130
COMPLEX LITIGATION

- A. When any action is first designated by a party as General Civil-Complex, the designating document shall be accompanied by a declaration in support thereof showing that the case comes within the definition of complex litigation as stated in Rules 3.400, et. Seq., of the California Rules of Court. The Court will issue its order approving or disapproving the designation.
- B. If a party designates a case as complex, the party is required to file and serve a Civil Case Coversheet pursuant to California Rules of Court 3.220. Failure to file proof of service may result in sanctions.

(Added 11-9-87, effective 1-1-88; amended 10-27-90, effective 1-1-91; amended 4-4-92, effective 7-1-92; amended 10-23-93, effective 1-1-94; deleted 10-17-98; effective 1-1-99; amended 10-18-02, effective 1-1-03; CRC number corrected 1-1-07; amended 10-24-08, effective 1-1-09)

RULE 11.0140
COLLECTION CASES

(Added, eff. 11-9-87; operative 1-1-88; amended 10-4-91, eff. 1-1-92; amend. 10-23-93, eff. 1-1-94; deleted 4-16-94, effective 7-1-94)

RULE 11.0145
UNINSURED MOTORIST CASES

- A. Cases shall be designated as "General Civil--U M" if they are actions for damages which are principally being sought under the uninsured motorist coverage of the plaintiff's auto insurance policy. Any complaint designated General Civil--U M shall be accompanied by a declaration by plaintiff; or if represented by plaintiff's attorney, a statement for the basis of such designation.
- B. Any case so designated by the plaintiff may be redesignated as General Civil by the Court on its own motion or by ex parte application of any party which shall be accompanied by a declaration stating facts showing the case does not meet the criteria stated in subsection A of this section.

- C. Two hundred-forty (240) days after such a complaint has been filed a Status Conference shall be set unless:
1. A declaration has been filed by plaintiff stating that the case is being settled, or
 2. A declaration has been filed by plaintiff stating that a demand for arbitration has been made pursuant to the terms of the applicable policy of insurance, and recites the status of the arbitration proceeding.
- D. If the Court favorably considers a declaration filed under subdivision(2) of subsection C above, plaintiff shall within one hundred eighty (180) days after the filing of its earlier declaration(s) file additional declaration(s) under subdivisions(1) and (2) of subsection c, above, covering any subsequent one hundred eighty (180) day period.
- E. If coverage is denied in any responsive pleading to a complaint designated General Civil--U M or if any plaintiff seeks to add new parties, the case shall be immediately redesignated by the Clerk as General Civil and a Case Management Conference date will be set forthwith.

(Added, effective 1-1-89; amended 10-27-90, effective. 2-1-99; amended. 10-23-93, effective. 1-1-94; amended 10-17-98, effective. 1-1-99; amended 10-18-02, effective 1-1-03)

**RULE 11.0150
EXTENSIONS OF TIME**

(Added, eff. 11-9-87; operative 1-1-88; deleted 10-18-02, effective 1-1-03)

**RULE 11.0160
CONFLICTING POLICIES**

(Added, eff. 11-9-87; operative 1-1-88; deleted 4-16-94, effective 7-1-94)

**RULE 11.0170
COURT ORDERS**

(Added, eff. 11-9-87; operative 1-1-88; deleted 4-16-94, effective 7-1-94)

**RULE 11.0180
MODIFICATION OF TIME REQUIREMENTS**

(Added, effective 11-9-87; operative 1-1-88; deleted 10-18-02, effective 1-1-03)

RULE 11.0190
DEFINITIONS

(Added, effective 11-9-87; operative 1-1-88; deleted 4-16-94, effective 7-1-94)