

United States District Court for the District of Nevada

United States District Judge Miranda M. Du's Civil Standing Order No. 1

This Standing Order establishes requirements and procedures for all civil cases assigned to Judge Du. A copy of this Order can be found on the District of Nevada's website, linked to the biography of Judge Du.

Local Rules

The parties are expected to familiarize themselves with the Court's Local Rules of Practice. Filings that fail to comply with the Local Rules or this Standing Order may be stricken.

Courtesy Copies

Judge Du maintains a paperless chambers. Please refrain from providing courtesy copies to chambers unless specifically requested.

PDF Format

In accordance with LR IC 2-2 and LR IA 10-1, counsel is directed to file all documents in a searchable PDF format, with the exception of exhibits and/or attachments that cannot be imaged in a searchable format.

Communications with the Court

Counsel and parties are highly discouraged from contacting Judge Du's chambers directly—especially regarding case-related matters—except as provided for in LR IA 7-1(a). Parties should refer to this Standing Order or contact the courtroom deputy or clerk's office with any case-related questions.

Motion Practice – Prioritization of Motions

The following general guidelines govern the prioritizations of motions:

- Dispositive Motions: Jurisdictional motions such as Motions to Remand and Motions for Lack of Personal or Subject Matter Jurisdiction will be addressed before other motions in an effort to diminish the need for the parties to engage in unnecessary discovery.
- Motions are decided in the order in which they are filed, unless a particular motion requires a decision on an expedited basis.

Proposed Orders

Parties are directed to submit a proposed order for all stipulations and unopposed motions, including a motion for default judgment. The proposed order should be attached as an exhibit.

Request for Stay

When a request for stay is granted, any pending motions will automatically be DENIED without prejudice, unless otherwise stated. When the stay is lifted, any party may move to reinstate the previously pending motions. Additional briefing is not required but may be permitted.

Motions in Limine

The parties should file one consolidated motion in limine instead of separate motions addressing a single evidentiary issue in each motion to avoid unnecessary filings.

Technology Policy

Electronic devices are allowed in the courtroom to assist attorneys to review their calendars for scheduling of future court hearings and to assist with presentation of evidence or argument during hearings or trial. However, devices which cause feedback or otherwise interfere with the court recording equipment may not be used at all.

Civil Trial Dates

Trial will be scheduled after conclusion of the settlement conference or submission of joint pre-trial order, if no settlement is reached. While the Court will try to accommodate the dates provided by the parties in their Joint Status Report or Joint Pre-Trial Order, trial will be scheduled based on the first available trial stack on the Court's calendar.

Oral Arguments and Trials

Judge Du strongly encourages lead counsel to permit newer lawyers to (1) present oral arguments, particularly on issues that they worked on in the written briefs, (2) examine witnesses at trial, and (3) have an important role in the case in general. It is the way one generation will teach the next to try cases and to maintain our district's reputation for excellence in trial practice.

Order Regarding Trial

Judge Du's standard Order Regarding Trial ("ORT") will be filed in every case as soon as it is scheduled for trial.

Settlement Conferences

Generally, a case will be referred to the assigned Magistrate Judge for a settlement conference after dispositive motions have been addressed. In that event, the deadline for the proposed joint pretrial ordered will generally be set to follow from the settlement conference. If no dispositive motions are filed, the case will generally be referred for a settlement conference as soon as the Joint Pretrial Order is filed.

DATED THIS 24th day of April 2018.



MIRANDA M. DU
UNITED STATES DISTRICT JUDGE