



U.S. Bankruptcy Court, District of Minnesota

Rule 7037-1. Discovery Motions

In addition to the certification under Federal Rule of Civil Procedure 37(a)(1) that must be filed with a discovery motion, the parties to the discovery motion must file a joint stipulation not later than 24 hours before the hearing on such motion setting forth the matters that remain unresolved.

[Effective April 15, 1997. Amended effective January 1, 2002; January 9, 2006; December 1, 2009; September 4, 2024.]

2024 Advisory Committee Notes

Local Rule 7037-1 was amended to remove language that was duplicative of Fed. R. Civ. P. 37(a), as incorporated by Fed. R. Bankr. P. 7037. For example, Fed. R. Civ. P. 37(a)(1) requires a certification that “the movant has in good faith conferred or attempted to confer with the person or party failing to make disclosure or discovery in an effort to obtain it without court action.” The requirement that a discovery conference be held within seven days of a written request for such a conference was also removed. Parties should contact the courtroom deputy for the judge assigned to the adversary proceeding to schedule a discovery conference. The timing of the discovery conference is at the discretion of the judge. If a discovery motion is filed, it will be heard at the appropriate time. See Local Rule 7007-1. The requirement that the parties include memoranda in support of or in opposition to their respective contentions was also removed, as such memoranda should be included with the motion and any response thereto. Finally, the provision about attorney’s fees was removed as duplicative of Fed. R. Civ. P. 37(a)(5).