



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

IN THE MATTER OF:)
)
DEFERRAL OF AMENDMENTS TO)
FEDERAL RULES OF CIVIL PROCEDURE)
5(c), 16(b), 26(a)(1), 26(a)(2)(c),)
26(a)(3), 26(a)(4), 26(b)(2), 26(d),)
29, 30(d)(2), 32(c), and 54(d)(2)(D))

GENERAL ORDER NO. 339

The 1993 Amendments to Federal Rules of Civil Procedure became effective on December 1, 1993. This resulted from the U.S. Senate's failure to act on certain amendments offered by the House of Representatives. These Amended Rules substantially alter what has been the practice of this Court under the Local Rules for the Central District of California. Some of the Amended Rules provide that the Court may, by local rule, opt out of or modify the Amended Rules. Specifically, amended Federal Rules of Civil Procedure 5(c), 16(b), 26(a)(1), 26(a)(2)(c), 26(a)(3), 26(a)(4), 26(b)(2), 26(d), 29, 30(d)(2), 32(c), and 54(d)(2)(D) contain provisions permitting opt-out or modification by local rule. Taking into consideration the profound effect that the Amended Rules will have on the Court's Local Rules, the Court orders that, for the period commencing December 1, 1993 and ending June 1, 1994, this Court defers the implementation of the Amendments to the Federal Rules of Civil Procedure 5(c), 16(b), 26(a)(1), 26(a)(2)(c), 26(a)(3), 26(a)(4), 26(b)(2), 26(d), 29, 30(d)(2), 32(c), and 54(d)(2)(D).

In this period, the Rules Committee of the Central District shall study the Amendments to Federal Rules of Civil Procedure, together with the Civil Justice Expense and Delay Reduction Plan recently adopted by this Court, and recommend to the Court proposed changes in the Local Rules. The Rules Committee shall also recommend to the Court any future action to be taken with respect to the opt-out provisions of the Amended Rules.

All Amended Rules except those specifically enumerated in this Order are effective December 1, 1993, and, to the extent that any provision of a Local Rule of the Central District is in conflict with any amended Federal Rule of Civil Procedure, the amended rule shall supersede the Local Rule.

Dated: 7 December 21, 1993