

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MISSISSIPPI**

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Plaintiff

v.

CIVIL ACTION NO.

Defendant

**UNIFORM LOCAL RULE 26.1 VIOLATION ORDER**

1. PARTY SANCTIONED AND COUNSEL: \_\_\_\_\_ Plaintiff \_\_\_\_\_ Defendant \_\_\_\_\_ Third Party

**Violation(s)**

- \_\_\_\_\_ Failure to conduct early meeting of counsel.
- \_\_\_\_\_ Untimely or incomplete service of initial disclosures.
- \_\_\_\_\_ Failure to file notice of service of disclosures.
- \_\_\_\_\_ Failure to provide complete privilege log.
- \_\_\_\_\_ Failure to prepare proposed case management order.
- \_\_\_\_\_ Untimely or inadequate submission of settlement memorandum.
- \_\_\_\_\_ Failure to be prepared for meaningful settlement discussions or to have party or representative with settlement authority present or available by telephone during settlement conference.
- \_\_\_\_\_ Untimely or incomplete designation of expert witness(es) and required disclosures.
- \_\_\_\_\_ Failure to timely supplement pre-discovery disclosure.
- \_\_\_\_\_ Failure to timely submit stay order when remand or qualified immunity motion filed.

\_\_\_\_\_ Failure to timely submit order lifting stay after ruling on remand or qualified immunity motion.

**Court Order(s)**

\_\_\_\_\_ Sanctioned party shall fully comply with the violated UNIFORM LOCAL RULE 26.1 provisions within \_\_\_\_\_ days.

\_\_\_\_\_ Discovery by the sanctioned party is stayed pending compliance with violated UNIFORM LOCAL RULE 26.1 provision(s).

**Monetary Sanction(s)**

\_\_\_\_\_ A court sanction of \$50.00 is imposed on the sanctioned party for each of the violations checked above. Additional sanction(s) for flagrant violation(s): \$\_\_\_\_\_. A total sanction in the sum of \$\_\_\_\_\_ shall be paid to the office of the clerk of this district.

\_\_\_\_\_ The sanctioned party shall pay attorneys' fees and/or costs to opposing counsel in the sum of \$\_\_\_\_\_.

**Other Sanctions**

\_\_\_\_\_ The sanctioned party shall not be permitted to use as evidence at trial, at a hearing, or on a motion, any witness or information not disclosed.

\_\_\_\_\_ The jury shall be informed of the disclosure violation(s).

For failure to disclose and present complete privilege log, the sanctioned party has waived (✓ as appropriate)

\_\_\_\_\_ attorney/client privilege

\_\_\_\_\_ work product privilege

\_\_\_\_\_ medical privilege. The waiver of medical privilege is for all medical records and allows *ex parte* communication with physicians and medical providers.

\_\_\_\_\_ The sanctioned party's expert(s), \_\_\_\_\_, may be deposed forthwith at the expense of the party in violation of the case management order.

\_\_\_\_\_ The sanctioned party's expert(s), \_\_\_\_\_, shall be stricken and not allowed to testify at trial, at a hearing, or on a motion.

\_\_\_\_\_ The sanctioned party is directed to show cause within thirty days why the court should not issue a censure or reprimand for failure to comply with UNIFORM LOCAL RULE 26.1.

ORDERED, this the \_\_\_\_\_ day of \_\_\_\_\_ 20 .

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UNITED STATES MAGISTRATE JUDGE