This is the sample case scheduling stipulation for a summary proceeding referenced in Section C(5)(d)(iii) ("Scheduling Stipulations"), page 15 of the Guidelines on Best Practices for Litigating Cases Before the Court of Chancery. It should be modified to fit the circumstances and used in conformity with the Guidelines.

## IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

Plaintiff, v. Defendant.	_, ) ) ) C.A. No ) , ) , )	
STIPULATION AN ORDER GOVERNING	-	
WHEREAS, Plaintiff filed its Verifie	ed Complaint on	
WHEREAS, the above-captioned ac	etion is a summary proce	eeding under 8
Del. C. §;		
WHEREAS, the trial in the above-ca	aptioned action is schedul	ed for [DATE];
and		
WHEREAS, the parties have discuss	sed and agreed upon the p	proposed
schedule set forth below;		
IT IS HEREBY STIPULATED AND	AGREED, by the parties	hereto, through
their undersigned counsel, subject to the a	pproval of the Court, as fo	ollows:
1. The following schedule shall g	govern proceedings in the	above-
captioned action:		
(a) Service of answer to Verified Compla	int, 20	)

(b)	Service of written discovery requests on parties	On or before, 20	
(c)	Service of parties' written discovery objections and responses		, 20
(d)	Parties substantially complete document production		, 20
(e)	Exchange of privilege logs	<u> </u>	, 20
(f)	Parties complete depositions		, 20
(g)	Filing of Pre-Trial Opening Brief	5:00 p.m.	, 20, by
(h)	Filing of Pre-Trial Answering Brief	5:00 p.m.	, 20, by
(i)	Filing of Pre-Trial Reply Brief	5:00 p.m.	, 20, by
(j)	Parties' joint submission of Pre-Trial Order	9.00 p.m.	-, 20
(k)	Pre-trial conference	:00m. vi to be initiat Plaintiff.	a telephone
(1)	Trial		Delaware

- 2. The parties agree to meet and confer promptly regarding arrangements for any discovery to be taken from the parties' agents and advisors.
  - 3. Production of documents shall commence on a rolling basis upon

receipt of requests for production.

- 4. Prior to production, the parties shall use their best efforts to de-duplicate any electronic material collected (including identical material transmitted between or among multiple custodians). All documents produced shall be produced in electronic form, in accordance with specifications agreed upon by the parties.
- 5. The parties shall not be required to list on their respective privilege logs documents evidencing communications only between or among counsel, including outside counsel and in-house counsel for the parties.
- 6. Depositions shall be taken on reasonable notice, and the parties shall work together in good faith on the scheduling of depositions.
- 7. The parties may amend the dates set forth above in subparagraphs 1(a)-(g) of this Order by written agreement, without Court approval. All other deadlines, the pre-trial conference date, and the trial date may be amended only by order of the Court.
- 8. There will be no post-trial briefing or post-trial argument unless requested or ordered by the Court.

[COUNSEL] Attorneys for Plaintiff		[COUNSEL] Attorneys for	Defendant
SO ORDERED this	_day of		, 20
			[Vice] Chancellor