



**Superior Court of California
COUNTY OF ALAMEDA**

September 22, 2022

Notice to Attorneys and to All Interested Parties:

Invitation to Comment on Proposed Amendments to Local Rules and Forms

As required by California Rules of Court, Rule 10.613(g), the Superior Court of California, County of Alameda hereby distributes for public comment the attached proposal to amend its local rule.

The proposal also may be viewed [here](#) or [here](#). In addition, a hard copy of the proposal is available upon request by email at pcomments@alameda.courts.ca.gov or by phone at 510-891-6012.

Important dates:

- The last day to comment is **November 7, 2022, at 5:00 p.m.**
- The proposed amendment takes effect upon approval of the Chair of the Judicial Council or on **January 1, 2023**, whichever is sooner.

Text of Proposed Rules and Amendments: *see attached.*

Comments must be submitted in writing to:

Andrew Taylor
Superior Court of California, County of Alameda
1225 Fallon Street, Room 209
Oakland, CA 94612
E-mail: pcomments@alameda.courts.ca.gov

Title 3. Civil Rules

Chapter 1. Rules Applicable to All Civil Cases

Rule 3.31. Discovery

Unless otherwise authorized by the court, discovery meet and confer obligations require an in-person, telephonic, or video conference between parties. If a resolution is not reached, an Informal Discovery Conference (“IDC”) with the court ~~under Code of Civil Procedure Section 2016.080~~ must be requested and either held or denied before a party may obtain a reservation number for the filing of any discovery-related motion, protective order or for an order to quash. Department-specific instructions regarding this rule are located on the court’s website page for each department.

1. To schedule an IDC, parties must contact the clerk of the assigned department by email, with a copy to all parties.
2. Unless otherwise authorized by the court, the requesting party must file and serve an IDC declaration limited to three pages that must summarize the meet and confer efforts and the disputed discovery. A courtesy copy of the IDC declaration must be emailed or delivered to the assigned department at least three court days before the IDC. The responding party must file and serve an IDC response limited to three pages briefly summarizing the party’s position. A courtesy copy of the IDC response must be emailed or delivered to the assigned department at least one court day before the IDC.
3. Unless otherwise authorized by the court, no additional documents may be attached to any IDC statement or response except a privilege log. If a claim of privilege is the basis of a discovery dispute, a privilege log must be provided.
4. The deadline for filing the discovery motion is tolled by the email requesting an IDC. If no IDC is held, the deadline is tolled until the denial of the hearing by the court or by operation of law. If an IDC is held, the deadline is tolled until such time as the court issues a direction or order setting a new deadline for filing a discovery motion.

Rule 3.31 amended effective ~~July 1, 2022~~ January 1, 2023; adopted effective January 1, 2019; previously amended effective July 1, 2021, and July 1, 2022.