

6.04 | INITIAL (MANDATORY) DISCLOSURES

Federal Rules of Civil Procedure 26(a)(1) requires that all parties in all cases, except cases brought by prisoners pro se, must produce certain information to the opposing party without first receiving a discovery request or notice for such information. The information that must be provided without a request or notice is:

(A) the name and addresses, if known, of any person who may have information relevant to the lawsuit;

(B) a copy, or a description by category and location of, all documents and other tangible things that are relevant to the lawsuit, except information that will be used solely for impeachment (See p. 23);

(C) a computation or listing of all money damages that are being claimed by plaintiff in the lawsuit (this is generally only provided by the plaintiff); and

(D) a copy of any insurance policy which may require an insurance company to pay for any damages awarded to a plaintiff (this is generally only provided by the defendant, if there is any insurance).

Rule 26(a)(1) requires that this information be produced within 14 days after a conference is held with the Judge or Magistrate Judge but, in some cases, a date will be set by the Judge at the scheduling conference as to when this information must be produced. See Federal Rules of Civil Procedure 16(b) and 26(f). All other information that is not required to be produced initially may be requested, if relevant, through the five discovery devices discussed below.

*(US District Court, New York, Western District // Buffalo, NY 14202
Pro Se Litigation Guidelines)*

