

FILING OF DISCOVERY DOCUMENTS

Pursuant to Fed. R. Civ. P. 5(d), initial disclosures under Rule 26(a)(1) and disclosures of expert testimony under Rule 26(a)(2) and the following discovery requests and responses **MUST NOT** be filed until they are used in the proceeding or the court orders filing: (i) depositions, (ii) interrogatories, (iii) requests for documents or to permit entry upon land, and (iv) requests for admission. Pursuant to TN.E.D. LR. 5.3, when filing disclosures under Rule 26(a)(1) and (2) and discovery documents for use in the proceeding (e.g., as an attachment to a brief or as a trial exhibit), only excerpts of the documents which are directly germane to the matter under consideration may be filed.

Pretrial disclosures of trial witnesses and exhibits pursuant to Rule 26(a)(3) **ARE** to be filed with the Court. We have created an event for these filings titled, "Pretrial Disclosure - 26(a)(3)," which is located under "Discovery Documents."