**CR 3.1**

**INITIAL CASE SCHEDULES**

**(a) Initial Case Schedule.** When a summons and complaint are filed, and unless exempted pursuant to this rule, the court shall, in addition to any Local Rule case schedule requirements, issue an initial case schedule with at least the following deadlines:

(1) *Expert Witness Disclosures*.

A. Each party shall serve its primary expert witness disclosures no later than 26 weeks before the trial commencement date.

B. Each party shall serve its rebuttal expert witness disclosures no later than 20 weeks before the trial commencement date.

(2) *Discovery Cutoff*. The parties shall complete discoveryno later than 13 weeks before the trial commencement date.

(3) *Dispositive Motions*. The parties shall file dispositive motionsno later than 9 weeks before the trial commencement date.

(4) *Pretrial Report*. The parties shall file a pretrial report no later than 4 weeks before the trial commencement date.

(5) *Trial Commencement Date*. The court shall commence trialno later than 52 weeks after the summons and complaint are filed.

**(b) Computation of Time.** If application of subsection (a) would result in a deadline falling on a Saturday, Sunday, or legal holiday, the deadline shall be the next day that is not a Saturday, Sunday, or legal holiday.

**(c) Service.** The party instituting the action shall serve a copy of the initial case schedule on all other parties no later than 10 days after the court issues it.

**(d) Permissive and Mandatory Case Schedule Modifications.**

(1) The court may modify the case schedule on its own initiative or on a motion demonstrating (a) good cause, (b) the action’s complexity, or (c) the impracticability of complying with this rule. At a minimum, good cause requires the moving party to demonstrate due diligence in meeting the case schedule requirements. As part of any modification, the court may revise expert witness disclosure deadlines, including to require the plaintiff to serve its expert witness disclosures before the defendant if the issues in the case warrant staggered disclosures.

(2) No case schedule may require a party to violate the terms of a protection, no-contact, or other order preventing direct interaction between persons. To adhere to such orders, the court shall modify the case schedule on its own initiative or on a motion.

**(e) Exemptions by Action Type.** The following types of actions are exempt from this rule, although nothing in this rule precludes a court from issuing an alternative case schedule for the following types of actions:

RALJ Title 7, appeal from a court of limited jurisdiction;

RCW 4.24.130, change of name;

Ch. 4.48 RCW, proceeding before a referee;

RCW 4.64.090, abstract of transcript of judgment;

Ch. 5.51 RCW, uniform interstate depositions and discovery act;

Ch. 6.36 RCW, Uniform Enforcement of Foreign Judgments Act;

Ch. 7.06 RCW, mandatory arbitration appeal;

Ch. 7.16 RCW, writs;

Ch. 7.24 RCW, Uniform Declaratory Judgments Act;

Ch. 7.36 RCW, habeas corpus;

Ch. 7.60 RCW, appointment of receiver if not combined with, or ancillary to, an action seeking a money judgment or other relief;

Ch. 7.90 RCW, sexual assault protection order;

Ch. 7.94 RCW, extreme risk protection order;

Title 8 RCW, eminent domain;

Ch. 10.14 RCW, antiharassment protection order;

Ch. 10.77 RCW, criminally insane procedure;

Title 11 RCW, probate and trust law;

Ch. 12.36 RCW, small claims appeal;

Title 13 RCW, juvenile courts, juvenile offenders, etc.;

Title 26 RCW, domestic relations;

RCW 29A.72.080, appeal of ballot title or summary for a state initiative or referendum;

Ch. 34.05 RCW, Administrative Procedure Act;

Ch. 35.50 RCW, local improvement assessment foreclosure;

Ch. 36.70C RCW, Land Use Petition Act;

Ch. 51.52 RCW, appeal from the board of industrial insurance appeals;

Ch. 59.12 RCW, unlawful detainer;

Ch. 59.18 RCW, Residential Landlord-Tenant Act of 1973;

Ch. 71.05 RCW, mental illness;

Ch. 71.09 RCW, sexually violent predator commitment;

Ch. 74.20 RCW, support of dependent children;

Ch. 74.34 RCW, abuse of vulnerable adults;

Ch. 84.64 RCW, lien foreclosure;

SPR 98.08W, settlement of claims by guardian, receiver, or personal representative;

SPR 98.16W, settlement of claims of minors and incapacitated persons; and

Ch. 246-100 WAC, isolation and quarantine.

**(f) Other Exemptions.** In addition to the types of actions identified in subsection (e), the court may, on a party’s motion or on its own initiative, exempt any action or type of action for which compliance with this rule is impracticable.

**(g) Timeliness of Discovery Responses.** Imposition of a case schedule deadline does not excuse a party’s obligation to timely respond to discovery propounded under these Rules. Parties shall not respond to discovery requests indicating a response will be provided by the case schedule deadline.