
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

**STANDING ORDER
FOR ALL CIVIL CASES**

Howard C. Nielson, Jr.
United States District Judge

The court issues the following standing order in any civil case regarding procedures that supersede the court's local rules with respect to briefing, multiple motions to dismiss or for summary judgment, proposed orders, and responses to objections.

I. Briefing:

A party filing a motion to dismiss, motion for summary judgment, motion for injunctive relief, or other substantive motion on which Judge Nielson schedules a hearing shall file a tabbed three-ring binder containing copies of all briefing on the motion and the operative complaint. The moving party shall also file one or more separate tabbed three-ring binder(s) containing all exhibits filed in support of, or opposition to, the motion. Double-sided copies are preferred.

The binders shall be submitted after the court schedules a hearing on the motion, but no later than seven days before the scheduled hearing.

Unless otherwise ordered, binders are not required for emergency hearings or for hearings that will be held by telephone or videoconference.

II. Multiple Motions to Dismiss or Motions for Summary Judgment

Litigants shall file a single motion to dismiss or motion for summary judgment. Absent permission from the court, separate motions for each cause of action are not permitted.

If multiple parties are represented by the same counsel, motions and responses shall be consolidated into a single document. For example, if counsel represents multiple defendants, he or she may file only a single motion to dismiss or motion for summary judgment on behalf of all of the defendants he or she represents absent permission from the court to file separate motions. Similarly, an attorney representing multiple plaintiffs shall file a single response to each motion to dismiss or motion for summary judgment.

If multiple parties are represented by different attorneys, the attorneys shall coordinate with one another and file a single motion to dismiss or motion for summary judgment if it is practical to do so. For example, if multiple attorneys represent multiple defendants, the attorneys should avoid filing separate motions to dismiss or motions for summary judgment for each defendant where the defendants raise similar arguments. If possible, the attorneys should instead file a single consolidated brief, noting any differences between the arguments raised by the different defendants and avoiding repetition.

The court may strike portions of briefs that are repetitive or that have been cut and pasted from other documents filed with the court.

III. Proposed Orders

A party shall file a proposed order with any motion seeking relief from the court. In addition to attaching a copy of the order to the motion, the party shall email a copy of the proposed order directly to Judge Nielson's chambers using the following address:

utdecf_nielson@utd.uscourts.gov.

Proposed orders e-mailed to chambers shall be editable and submitted in either WordPerfect or Word format. For further information see CM/ECF [Administrative Procedures](#)

II(G). All proposed orders shall be submitted using the format of the following template:

[Proposed Order Template.](#)

IV. Responses to Objections to a Magistrate Judge Decision

A party shall not file a response to an objection to a magistrate judge's order issued under Fed. R. Civ. P. 72(a) and 28 U.S.C. § 636(b)(1)(A), or under Fed. R. Civ. P. 72(b) and 28 U.S.C. § 636(b)(1)(B), unless the court:

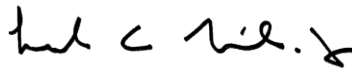
- (1) requests a response,
- (2) issues a briefing schedule, or
- (3) neither overrules the objection nor issues a briefing schedule within fourteen days of the filing of the objection.

* * *

IT IS SO ORDERED.

DATED this 7th day of September, 2021.

BY THE COURT:



Howard C. Nielson, Jr.
United States District Judge