

To be inserted by Court

Case Number:

Date Filed:

FDN:

LITIGATION PLAN OF [NAME]

[*SUPREME/DISTRICT/MAGISTRATES*] Delete all but one COURT OF SOUTH AUSTRALIA
 CIVIL JURISDICTION
 [*NAME OF LIST*] LIST If applicable

Please specify the Full Name including capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable) for each party. Each party should include a party number if more than one party of the same type.

First Applicant

First Respondent

First Interested Party

Lodging Party	Full Name (including Also Known as, capacity (eg Administrator, Liquidator, Trustee) and Litigation Guardian Name (if applicable))	
Name of law firm / solicitor If any	Law Firm	Solicitor

Note to parties

1. This Litigation plan should contain modifications or additions as necessary to provide a complete statement of interlocutory steps contemplated before trial.
2. The length and detail of this Litigation Plan should be proportionate to the amount in dispute and the nature and extent of the issues involved.

LITIGATION PLAN			
PART A: INFORMATION		Party title and name	Party title and name
1. Case Overview What the case is about		Comment	Comment
2. Key issues Key issues in the case in separate numbered paragraphs		Comment	Comment
3. Parties			
(a) Have all persons who should be parties been joined?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
(b) If not, the [Party title and name] seeks to join [name] because [why]		Comment	Comment
4. Pre-Action Protocols			
(a) Has the applicant complied?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
(b) Has the respondent complied?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
(b) Has the third party complied? <small>if applicable</small>	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
5. Alternative dispute resolution			
(a) Do the parties seek to attempt to resolve their dispute through alternative dispute resolution (ADR)?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
If yes [form of ADR proposed and who is to be the neutral party if any]		Comment	Comment
(b) Should interlocutory steps be suspended pending the ADR?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment

(c) What interlocutory steps, if any, need to be taken before ADR?	Steps to be taken	Comment	Comment
(d) When will/should the ADR be held?	Time plan	Comment	Comment
6. Pleadings			
(a) Have the pleadings closed?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
(b) If no, the further or amended pleadings which are intended by [name] are: Details		Comment	Comment
(c) Does any party intend to make any application to strike out or for further particulars in relation to another party's pleading?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
(d) If yes, the [name] proposes to apply: [<input type="checkbox"/>] to strike out paragraphs [paragraph numbers] [<input type="checkbox"/>] for further particulars of the paragraphs [paragraph numbers] of [name of party's] [title of pleading].		Comment	Comment
7. Discovery of Documents			
(a) Should discovery proceed other than by reference to direct relevance to the issues arising from the pleadings? Examples: 1. Discovery only of particular categories of documents. 2. Discovery of only those documents to which reference has been made in a pleading, upon which a party itself intends to rely at trial, which may be detrimental to a party's case, or which may be of assistance in proof of another party's case. 3. Discovery by reference to a statement of issues.	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
(b) If yes, the criterion for disclosure proposed is [details] because [reasons]		Comment	Comment
(c) Should the complex electronic protocol or simple electronic protocol apply in lieu of the default hard copy protocol?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment
(d) Should the applicable protocol be modified?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No	Comment	Comment

8. Expert Reports			
(a) Have expert reports already been obtained?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No		
		Comment	Comment
(b) If yes, a report has been obtained from: <small>Duplicate as required</small> Name: An expert in [<i>field</i>] In Relation to [<i>details</i>]			
		Comment	Comment
(c) Does any party intend to obtain a (further) report from an expert?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No		
		Comment	Comment
(d) If yes, a report is expected from: <small>Duplicate as required</small> Name: An expert in: [<i>field</i>] in relation to [<i>details</i>] By: [<i>date</i>]			
		Comment	Comment
9. Other Interlocutory Steps			
(a) Are any other interlocutory steps needed to prepare for trial?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No		
		Comment	Comment
(b) If yes, steps proposed by [<i>name</i>] are [<i>details of</i>] because [<i>reasons</i>]			
Note 1. As many interlocutory steps as possible should be undertaken concurrently.			
Note 2. The parties should invoke only those procedures, and take only those steps, that are reasonably necessary to prepare for trial.			
		Comment	Comment
10. Trial			
(a) What is the likely length of trial? [<i>estimated length</i>]			
		Comment	Comment
(b) Should the trial be listed for a date earlier or later than in the ordinary course?	[<input type="checkbox"/>] Yes [<input type="checkbox"/>] No		
		Comment	Comment

(c) If yes, it should be listed to commence on or [<i>before/after</i>] [<i>date</i>] because [<i>reasons</i>]			
		Comment	Comment
PART B: PROPOSED DIRECTIONS			
The proposed directions for the progress of the matter through to trial are:			
Step	Date		
		Comment	Comment
		Comment	Comment

Note
If a party disagrees that a step should be taken or about the date by which it should be taken, show in each party's column any objection or modified date for a step proposed by another party.