

## Notice of Assignment to Commercial Court

This case has been assigned to Commercial Court, which has special procedural rules you **MUST** follow. Commercial Court is governed by Rule 8.1. The following are some of the procedures that apply:

You must confer no later than 30 days after an answer to the complaint is filed, or 120 days after commencement of the action, whichever occurs first, regarding all topics set forth in Rule 16(d). In addition to Rule 16(d) topics, you must also confer regarding Electronically Stored Information (“ESI”), as set forth in the Commercial Court’s ESI checklist. No later than 14 days after you confer, you must file a Joint Report and Proposed Scheduling Order using Forms 14(a) and 14(b), which are different from the forms used in expedited or standard civil cases.

Rule 8.1(e)(1) makes the Rule 16(d) scheduling conference in this case mandatory. The assigned judge will set the scheduling conference after you file your Joint Report and Proposed Scheduling Order.

**Note: Please ensure compliance with Rule 8.1(e)(4):  
Any motion to dismiss pursuant to Rule 12(b)(6) must attach a good faith  
consultation certificate complying with Rule 7.1(h) certifying that the parties have  
been unable to agree that the pleading is curable by a permissible amendment.**

The goal of Commercial Court is to process cases efficiently and to help reduce the cost of commercial litigation. To achieve these goals, the Court may manage pretrial matters in this case differently than it would otherwise.

**\*Electronic versions of Rule 8.1, Forms 14(a) and 14(b), and the ESI checklist are available on the Maricopa County Superior Court Website at:  
<https://superiorcourt.maricopa.gov/civil/commercial-court/>.**