

# **INTRODUCTION**

This two-volume softbound set is an invaluable, practical guide for lawyers with cases in the Southern District of New York, offering detailed information from the commencement of an action through motion practice, provisional remedies such as preliminary injunctions, and discovery. Chapters cover discovery topics such as interrogatories, depositions, privileged material, and protective orders.

This new softbound edition contains updates to text and notes through both volumes. In addition, it includes:

- Coverage of changes to the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York
- Coverage of changes to the Southern District's Electronic Case Filing Rules & Instructions (Chapter 2)
- Discussion of filing electronically under seal in accordance with the Southern District's Electronic Case Filing Rules & Instructions and coverage of cases on whether undecided motions and documents relevant to them qualify as judicial documents and other recent cases on filing under seal (§ 2:16)
- Coverage of changes to Local Rule 6.1(a) that exempt letter briefs permitted under Local Rule 7.1(d) from certain filing requirements (§ 2:22)
- Coverage of recent cases on offers of judgment under Federal Rule of Civil Procedure 68 (§ 2:28)
- Coverage of recent cases on recusal under 28 U.S.C.A. §§ 144 and 455(a) and (§ § 3:4, 3:11)
- Coverage on an amendment to Local Rule 1.4 that codified the practice in the Southern District of permitting limited scope representations in civil cases for the purposes of mediation, motion practice, and some aspects of discovery (§ 4:7)
- Coverage of a recent case on attorney disqualification (Chapter 4)
- Coverage of recent cases on Rule 11 sanctions (Chapter 5)
- Coverage of recent cases on pleading fraud (§ § 6:10, 6:11)
- Coverage of recent cases on affirmative defenses (§ 6:15)
- Coverage of recent cases on pseudonymous pleading (§ 6:25)
- Coverage of recent cases on amending pleadings (§ § 6:28, 6:29)
- Coverage of a recent case on service of process of a qui tam complaint (§ 7:19)

- Coverage of recent cases on personal jurisdiction (Chapter 8 and § 11:8)
- Coverage of recent cases on subject matter jurisdiction (Chapter 9)
- Coverage of recent cases on the doctrine of fraudulent misjoinder (§ 9:24)
- Coverage of recent cases on removal jurisdiction (§ 9:26)
- Coverage of recent cases on abstention (Chapter 9)
- Coverage of recent cases on venue and the doctrine of forum non conveniens (Chapter 10)
- Coverage of recent cases discussing standing, including the differences between Article III and statutory standing (§ 11:7)
- Discussion of the plausibility standard on a motion to dismiss for failure to state a claim (§ 11:12)
- Coverage of recent cases on conversion of a Fed. R. Civ. P. 12(b)(6) motion to motion for summary judgment (§ 11:13)
- Coverage of recent cases on summary judgment standards and procedure (Chapter 11)
- Coverage of recent cases on injunctions (§ 11:38)
- Coverage of a recent case on discovery for use in a foreign or international tribunal (§ 13:19)
- Coverage of recent cases on privilege (Chapter 14)
- Coverage of recent cases on expert witnesses (Chapter 15)
- Coverage of a recent case on obtaining documents from non-parties (§ 21:15)
- Coverage of recent cases on protective orders (Chapter 23)
- Coverage of recent cases addressing sanctions for failure to comply with discovery orders under Fed. R. Civ. P. 37 (§ 25:5)