

Jeffrey L. Resnick  
U.S. Magistrate Judge  
Practices and Preferences

1. Notices of motion are totally unnecessary. The subject motion must include a certificate of service.
2. Absent extensions, motions are generally promptly decided absent a response or reply when such documents are not timely filed. Occasionally, I will determine that no response or reply is required and will issue an order which includes an indication of such determination.
3. Motions for continuance and other generally non-controversial matters should include a statement that the movant's attorney has conferred with opposing counsel and that other counsel consents (or not). In criminal cases, this is especially apt to motions for change of conditions of release.
4. Civil discovery motions should be in conformance with LRCi 37.1 and 37.2. Although sometimes tolerated in the past, a letter is no substitute for actual "meet and confer."
5. All motions should include a **separate** order properly endorsed with attorneys names for distribution. When other attorneys are in the district other than where the case is filed, the attorneys' facsimile numbers should be included. For attorneys outside the Virgin Islands, include both address and facsimile numbers. **Separate** orders so endorsed should also be provided with stipulations.
6. In all St. Thomas cases in which I am involved, copies of all pleadings for my attention must be provided directly to my office. Facsimile copies are discouraged except where there is time pressure (this applies in St. Croix cases as well). In particular, there is not need to fax routine motions and in any event, lengthy exhibits (over 10 pages) should never be faxed absent express permission.
7. Letter requests are no substitution for motions. (They are not provided for in the rules and letters are not docketed and have no response times). Do not copy me with letters between counsel unless requested (e.g. settlement exchanges).
8. At settlement conferences, I expect counsel to have conferred with clients prior thereto. When so ordered, clients must be present or immediately available by telephone (as per the terms of the order).
9. Motions and memoranda that refer to unreported Virgin Islands

cases should include the date of any particular order referred to and a copy thereof should be provided to opposing counsel.

10. I schedule a calendar call around the middle of each month to schedule trials for the following month. I **try** to accommodate all attorneys' scheduling problems at such time. Accordingly, it is important to attend (with your calendar) and be prepared to discuss available dates for trial.
11. Counsel may contact me *ex parte* at any time concerning scheduling or settlement. With regard to contested matters, opposing counsel should be included. Counsel may contact my assistant, Ms. Brown at any time concerning scheduling but should first confer with opposing counsel regarding any re-scheduling. Counsel may likewise contact my law clerk, attorney Valmond Smith except with regard to contested matters.