

UNITED STATES DISTRICT & BANKRUPTCY COURT
DISTRICT OF IDAHO

STEPHEN W. KENYON
CLERK OF COURT
208.334.1976



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June 9, 2026

NOTICE FOR PUBLIC COMMENT

The United States District Court's Local Rules Committee invites the public to review and provide comment on the amendments to the District Court's Local Rules of Civil Procedure 37.1. A copy of the amended rule is attached to this notice.

There will also be a paper copy provided for reference at the United States Courthouses in Boise, Coeur d'Alene, and Pocatello. If you are unable to access the website, or not able to travel to a courthouse location, please call Lauri Thompson, Law Clerk, at (208) 334-9403.

All public comments are due by July 9, 2026, at 5 p.m. (MST). Please send your comments by email to local_rulesDC@id.uscourts.gov, or by mail at the following address:

United States District Court, District of Idaho
Attn: Lauri Thompson, Law Clerk
550 West Fort Street
Boise, ID 83724

If you have any question, you can send your question to local_rulesDC@id.uscourts.gov, or please call (208) 334-9403. Thank you.

Proposed Amendments to Local Civil Rule 37.1

Current Local Civil Rule 37.1

DEFINITION OF CONFER

To confer means to speak directly with opposing counsel or a self-represented litigant in person, by video, or by telephone, to identify and discuss disputed issues and to make a reasonable effort to resolve the disputed issues. The sending of an electronic or voice-mail communication does not satisfy the requirement to “confer.”

In cases involving pro se prisoners, written communication satisfies the confer requirement.

RELATED AUTHORITY

Fed. R. Civ. P. 26(f), 37(a)(1)

Advisory Committee Notes

This rule does not prevent or prohibit the use of written communication to resolve disputes. However, if disputes are not resolved via written communication, counsel or self-represented litigants (except pro se prisoners) must attempt to confer in person, by video, or by telephone prior to a motion to compel being filed.

Video calls are available on multiple internet applications such as Skype, Zoom, and Microsoft teams, and may be accessed via computers, tablets and cell phones.

Counsel or self-represented litigants have a duty to respond within a reasonable amount of time to a request to confer and to be reasonably available to confer.

Redline Version of Proposed Amendments

DEFINITION OF CONFER AND DISCOVERY DISPUTES

To confer means to speak directly with opposing counsel or a self-represented litigant in person, by video, or by telephone, to identify and discuss disputed issues and to make a reasonable effort to resolve the disputed issues. The sending of an electronic or voice-mail communication does not satisfy the requirement to “confer.”

In cases involving pro se prisoners, written communication satisfies the “confer” requirement.

Before filing any motion relating to discovery under Federal Rules of Civil Procedure 26-37, counsel for the parties must confer, unless exempted by an applicable rule, in a good-faith effort to resolve or narrow any specific discovery issues and/or disputes to the extent possible. If areas of disagreement remain after the parties have conferred, as defined above, the parties should consult the presiding judge’s webpage for next steps before filing any motion.

RELATED AUTHORITY

Fed. R. Civ. P. 26(f), 37(a)(1)

Advisory Committee Notes

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Clean Version of Rule with Proposed Amendments

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