

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

ROBERT L. SCHULZ, et al.,

Plaintiffs,

v.

No. 07-CV-943
(LEK/DRH)

STATE OF NEW YORK, et al.,

Defendants.

**DAVID R. HOMER
U.S. MAGISTRATE JUDGE**

ORDER

A telephone conference was held in the above-captioned case on October 30, 2007 with Lead Plaintiffs' Representative, Robert L. Schulz, and Lead Defendants' Counsel, New York State Assistant Attorney General Bruce Boivin. As directed during that conference, it is hereby

ORDERED that:

1. Upon receipt from all plaintiffs of "Plaintiffs' Agreement to Simplify Service" signed under oath by each plaintiff, Lead Plaintiffs' Representative shall file such agreements in the docket of this case;

2. Filings by Plaintiffs

A. The signatures of plaintiffs on pleadings, stipulations, and other filings as required by Fed. R. Civ. P. 11(a) may be inserted electronically by Plaintiffs' Lead Representative in accordance with the "Plaintiffs' Agreement to Simplify Service."¹ See N.Y.N.D. Gen. Order 22, § 6.3;

¹This provision takes effect, however, only after plaintiffs have filed the "Plaintiffs' Agreement to Simplify Service" for all plaintiffs.

B. Plaintiffs shall file all documents and pleadings conventionally. See N.D.N.Y.L.R. 5.1(a), 5.1.2(a); N.D.N.Y. Gen Order 22, § 2.1(2), 12.1; and

C. Service of pleadings upon defendants by any plaintiff shall be sufficient if service is completed upon Lead Defendants' Counsel by regular mail since, upon filing, all defendants will receive service of pleadings electronically in accordance with N.D.N.Y. Gen. Order 22, § 5.2;

3. Filings by Defendants

A. Defendants shall file all documents and pleadings electronically. See N.D.N.Y.L.R. 5.1.2(a); N.D.N.Y. Gen Order 22, § 4; and

B. Service of pleadings upon plaintiffs by any defendant shall be sufficient if service is completed upon Lead Plaintiffs' Representative by regular mail and Lead Plaintiffs' Representative shall be responsible for service of such filings electronically upon all plaintiffs; and


4. Filings by the Court

A. Court orders and decisions shall be filed electronically;

B. Service of court orders and decisions upon plaintiffs shall be sufficient if service is completed upon Lead Plaintiffs' Representative electronically² and Lead Plaintiffs' Representative shall be responsible for service of such filings electronically upon all plaintiffs.

IT IS SO ORDERED.

DATED: October 30, 2007
Albany, New York


United States Magistrate Judge

²All defendants will be served electronically. See N.Y.N.D. Gen. Order 22, § 5.2.