

**UNITED STATES DISTRICT AND BANKRUPTCY COURT
FOR THE DISTRICT OF IDAHO**

CIVIL JUSTICE REFORM ACT QUESTIONNAIRE

Congress recently enacted the Civil Justice Reform Act of 1990 which requires each Judicial district to identify the sources of cost and delay. In order to complete this ambitious task, the Advisory group needs your assistance in completing the following questionnaire by June 1, 1991. We would very much appreciate your constructive comments!

1. What percentage of practice has been devoted to Federal District Court litigation during the past 5 years? _____.

2. How many years have you been engaged in the practice of law? _____.

3. Are there Clerk's office procedures or local rules which delay proceedings or increase the cost of litigation? Please list below. _____

4. What other procedures do you specifically think delay the speed of litigation? Alternatively, are you generally satisfied with the speed of cases in the Federal Court?

5. Are there Judicial procedures which impact positively or negatively upon the speed and cost of litigation? Please list below. _____

6. Should a pro bono program for pro se litigants be established in this District? If so, would you volunteer? _____

7. Are there identifiable attorney practices which impact positively or negatively upon the pace and cost of litigation? Please list below. _____

8. Have you experienced any difficulties in regard to obtaining court hearings? If so, please explain. _____

9. What discovery practices impact positively or negatively upon the speed and cost of litigation? _____

10. Have you had a complex case in the U.S. District Court in Idaho? If so, what procedures helped or hindered the resolution of this case? _____

11. How would you evaluate the oversight and supervision of litigation by the Court? (1=excellent and 5= poor). Please explain. _____

12. In cases you have litigated in this Court, was the time from filing to disposition reasonable? Yes reasonable.

If not, which of the following were significant causes of the excess duration?
 Excessive or inappropriate case management by the court; Inadequate case management by the court; Actions by Counsel or the parties; or Factors related neither to the courts case management or to the parties. PLEASE EXPLAIN _____

13. Approximately what percentage of total litigation costs for your clients were accounted for by attorney fees? _____

14. What is the approximate portion of the total litigation costs for your clients for each activity listed below?

| | |
|--|--------|
| -Preliminary investigation of case, drafting complaint, answer | _____% |
| -Discovery including motions | _____% |
| -Other motions, Summary Judgment, TRO | _____% |
| -Negotiation for settlement; stipulated dismissal | _____% |
| -Status conference; scheduling conference or hearings; final pre-trial and other case management | _____% |
| -Trial | _____% |
| -Other | _____% |

15. Do you have any other suggestions, comments or ideas which will help the court in evaluating the sources of cost and delay in the Federal Courts? _____

PLEASE RETURN BY JUNE 1, 1991 TO: Cameron Burke, Clerk, U.S. District Court
550 W. Fort St., Boise, Idaho 83724