

UNITED STATES DISTRICT COURT FOR DISTRICT OF PUERTO RICO
FEDERAL BAR EXAMINATION
SAMPLE USDCPR LOCAL RULES QUESTIONS

Regarding the consolidation of cases filed before the District Court of Puerto Rico, which of the following statements is the best alternative?

- a. A motion to consolidate must be filed in all the cases the parties seek to consolidate.
- b. If the court approves consolidation, the clerk must designate the most complete case as the lead case.
- c. After consolidation, the parties need only file documents and pleadings in the lead case.
- d. The clerk can approve consolidation if requested before responsive pleadings are filed.

Answer: (c)

Source: USDCPR Local Rule 42

You file a motion for preliminary injunction and the judge requires a magistrate judge to submit proposed findings of fact and recommendations for disposition of your motion. If you disagree with the magistrate judge's report of proposed findings of fact and recommendations, you shall:

- a. Appeal from the magistrate judge's report of proposed findings of fact and recommendations.
- b. Wait for the judge to rule, since magistrate judge's reports are mere recommendations to the court, not subject to objections, appeal or reconsideration.
- c. File a motion for reconsideration addressed to the magistrate judge, which specifically identifies the portions of the proposed findings and recommendations with which you disagree and the basis for your disagreement.
- d. File and serve written objections to all parties, specifically identifying the portions of the proposed findings and recommendations to which objection is made and the basis for such objections.

Answer: (d)

Source: USDCPR Local Rule 72(d)