

36.1 Requests for Admission.

(a) Sequential Numbering.

A party must number each request sequentially, despite the number of sets of requests for admission.

(b) Form of Response.

In answering or objecting to requests for admission, the responding party must first state verbatim the propounded request and immediately thereafter the party's answer or objection.

(c) Certificate of Service.

The demanding party, upon serving requests for admission, must file a certificate of service. The responding party must also file a certificate of service upon serving answers or objections.

(d) Alternative Methods of Service.

If all parties agree, requests and answers or objections may be served by e-mail or fax.

(e) Limitations.

- (1) The number of requests for admissions served in any case may be limited by mutual agreement of the parties or by court order.
- (2) If the responding party objects to requests for admissions on the basis that the number served is excessive, the burden is on the propounding party to demonstrate that the number of requests is necessary and proportional to the needs of the case.
- (3) Any unresolved objections will be resolved by the court on appropriate motion filed in accordance with Federal Rule of Civil Procedure 36(a)(6). Such motion shall be considered a "Discovery Motion" subject to the pre-filing requirements of NECivR 7.1(j).