

**701—115.6(421,441) Hearing scheduling and discovery plan.**

**115.6(1)** *When required.* For appeals involving properties assessed at \$3 million or more, the parties shall file a hearing scheduling and discovery plan within 60 days of the notice provided in subrule 115.2(5). In any other appeal, the parties may jointly file a hearing scheduling and discovery plan or the board may, on its own motion or the motion of any party, require parties to file a hearing scheduling and discovery plan. The dates established in a hearing scheduling and discovery plan under this rule shall supersede any dates set forth in this chapter.

**115.6(2)** *Prehearing conference.* A party may request a prehearing conference to resolve any disputed issue pertaining to the plan.

**115.6(3)** *Modification.* The parties may jointly agree to modify the plan. If one party seeks to modify the plan, the party must show good cause for the modification.

**115.6(4)** *Failure to comply.* A party that does not comply with a plan must show good cause for not complying and that the other party is not substantially prejudiced by the noncompliance. Failing to comply with a plan may result in sanctions, including but not limited to the exclusion of evidence or dismissal of the appeal.

[ARC 7713C, IAB 3/6/24, effective 4/10/24]