

First Circuit, D.Mass.,  
Local Rule 56.1

DSOF (Defendant's Statement of Facts,  
assuming Defendant is "movant")

PSOF (Plaintiff's Statement of Facts,  
assuming Plaintiff is "nonmovant")

### **RULE 56.1 MOTIONS FOR SUMMARY JUDGMENT**

Motions for summary judgment shall include a concise statement of the material facts of record as to which the moving party contends there is no genuine issue to be tried, with page references to affidavits, depositions and other documentation. Failure to include such a statement constitutes grounds for denial of the motion. Opposition to motions for summary judgment must be filed, unless the court orders otherwise, within 21 days after the motion is served. A party opposing the motion shall include a concise statement of the material facts of record as to which it is contended that there exists a genuine issue to be tried, with page references to affidavits, depositions and other documentation. Copies of all referenced documentation shall be filed as exhibits to the motion or opposition. Material facts of record set forth in the statement required to be served by the moving party will be deemed for purposes of the motion to be admitted by opposing parties unless controverted by the statement required to be served by opposing parties. Unless the court orders otherwise, the moving party may file a reply within 14 days after the response is served.

DSOF

PSOF

*Effective September 1, 1990, amended effective December 1, 2009.*

This says that DSOF and PSOF are the ONLY two documents REQUIRED to be filed at Summary Judgment time. Additional documents MAY (and typically ARE) submitted, but they are OPTIONAL. In particular, facts in the DSOF will be "deemed admitted" unless rebutted by facts in the PSOF.