



1 during the COVID pandemic, laid off most of its employees and providers in its dental  
2 department, shuttered its dental operations, and only within the past 12 months has begun  
3 providing dental services again and having qualified individuals who could assist in the review  
4 and production of documents relating to Defendants' dental operations. Delays in discovery have  
5 therefore resulted. In addition, defense counsel is unavailable for two weeks because he will be  
6 on a long-scheduled, prepaid, preplanned vacation celebrating his 40th wedding anniversary; his  
7 schedule was recently impacted due to cases scheduled post-pandemic, including a jury trial, "all-  
8 consuming discovery and preparation for three arbitration hearings" that are scheduled to be  
9 conducted in June through August 2023; and he is scheduled to be out of state on a pending  
10 federal court matter in Iowa for an extended period of time. Plaintiffs' counsel, meanwhile, is  
11 currently in trial preparations for a case that is unlikely to settle and is therefore unavailable to  
12 schedule depositions in this matter for a period of time. The Court finds good cause exists to  
13 grant the parties' stipulated motion. In light of the current impacted nature of the Court's  
14 schedule in this judicial emergency, rather than set a trial date at this time, the Court shall  
15 continue the trial confirmation hearing previously set in this matter.

16 Accordingly, pursuant to the stipulation of the parties and good cause appearing, IT IS  
17 HEREBY ORDERED that the parties' stipulated motion to modify the schedule (ECF No. 47) is  
18 GRANTED. The scheduling order is thus modified as follows:

- 19 1. Expert Disclosure Deadline: **September 15, 2023;**
- 20 2. Supplemental/Rebuttal Expert Disclosure Deadline: **September 29, 2023;**
- 21 3. Non-Expert Discovery Deadline: **September 1, 2023;**
- 22 4. Expert Discovery Deadline: **November 3, 2023;**
- 23 5. Dispositive Motion Filing Deadline: **April 10, 2024;**
- 24 6. Pretrial Conference: **September 23, 2024, at 1:30 p.m., in Courtroom 4;** and

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1 No further changes will be granted unless the pretrial hearing is changed by the district judge.

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3 IT IS SO ORDERED.

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5 Dated: June 5, 2023

A handwritten signature in blue ink, appearing to read "Joseph A. Be...", is written over a light blue rectangular stamp.

UNITED STATES MAGISTRATE JUDGE

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