

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 10-cv-00892-MSK-KLM

DONALD L. ETHERTON,

Plaintiff,

v.

OWNERS INSURANCE COMPANY,

Defendant.

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**MINUTE ORDER**

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**ENTERED BY MAGISTRATE JUDGE KRISTEN L. MIX**

This matter is before the Court on Plaintiff's **Unopposed Motion for Leave to Substitute Expert and to Supplement Disclosure Pursuant to Federal Rule of Civil Procedure Rule 26** [Docket No. 53; Filed January 31, 2012] (the "Motion"). Plaintiff states that his expert witness, Richard "Mike" Hodges ("Hodges"), passed away on December 27, 2011. Plaintiff requests time to find a substitute expert witness as well as the setting of appropriate deadlines for a new expert report and related depositions. The discovery deadline was January 1, 2011.

IT IS HEREBY **ORDERED** that the Motion is **GRANTED**. Plaintiff shall disclose an expert witness pursuant to Fed. R. Civ. P. 26(a)(2) to substitute for Hodges no later than **March 1, 2012**. Defendant shall designate any rebuttal expert to the Hodge substitute pursuant to Fed. R. Civ. P. 26(a)(2) no later than **April 1, 2012**. All expert discovery shall be completed by **May 1, 2012**.

Dated: February 6, 2012