

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Boyd N. Boland

Civil Action No. 14-cv-00183-CMA-BNB

CAROL VON SCHWAB, and
RONALD VON SCHWAB,

Plaintiffs,

v.

AAA FIRE & CASUALTY INSURANCE COMPANY a/k/a ACA Insurance company, an Indiana corporation,

Defendant.

ORDER

This matter arises on the following:

(1) **Motion for Sanctions and Motion for Discovery** [Doc. # 43, filed 8/4/2014] (the “Motion to Compel”); and

(2) **Unopposed Third Motion by Plaintiff to Extend Deadlines in Scheduling Order** [Doc. # 50, filed 8/4/2014] (the “Motion for Extension”).

I held a hearing on the motions this morning and made rulings on the record, which are incorporated here.

IT IS ORDERED:

(1) The Motion to Compel [Doc. # 43] is GRANTED IN PART and DENIED IN PART as follows:

- GRANTED to allow the deposition of defendant’s Rule 30(b)(6) deposition to be reopened, one time only, on the following topics:

(i) Topic 6 of plaintiffs' Notice of Video Deposition Pursuant to F.R.C.P. 30(b)(6);

(ii) The circumstances surrounding whether the defendant overlooked or otherwise failed to adjust plaintiffs' claims concerning windows, painting, HVAC, and downspouts; adjustment of those claims; and payments made in connection with those claims;

- DENIED in all other respects; and
- Each party shall pay its own costs and attorneys' fees incurred in connection

with the reopened Rule 30(b)(6) deposition.

(2) The Motion for Extension [Doc. # 50] is GRANTED, and the case schedule is modified to the following extent:

Discovery Cut-Off: January 13, 2015

Dispositive Motions Deadline: February 13, 2015

Expert Disclosures:

- (a) The parties shall designate all experts and provide opposing counsel with all information specified in Fed. R. Civ. P. 26(a)(2) on or before November 13, 2014
- (b) The parties shall designate all rebuttal experts and provide opposing counsel with all information specified in Fed. R. Civ. P. 26(a)(2) on or before December 13, 2014

Final Pretrial Conference: The final pretrial conference is VACATED and RESET to April 14, 2015, at 10:00 a.m. A Final Pretrial Order shall be prepared by the parties and submitted to the court no later than April 7, 2015.

Dated September 2, 2014.

BY THE COURT:

s/ Boyd N. Boland

United States Magistrate Judge

Dated September 2, 2014.

BY THE COURT:

s/ Boyd N. Boland

United States Magistrate Judge