

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

DAVID GROCHOCINSKI, not individually	)	
but solely in his capacity as the Chapter 7	)	
Trustee for the bankruptcy estate of	)	
CMGT, INC.,	)	
	)	
Plaintiff,	)	No. 06 C 5486
	)	
v.	)	Judge Virginia M. Kendall
	)	
MAYER BROWN ROWE & MAW LLP	)	
and RONALD B. GIVEN,	)	
	)	
Defendants.	)	

**UNOPPOSED MOTION TO RESET DISCOVERY DEADLINE**

Defendants Mayer Brown Rowe & Maw LLP and Ronald B. Given (together, the “Defendants”), by their attorneys, as and for their Unopposed Motion to Reset Discovery Deadline, state as follows:

1. By Order dated February 19, 2008, this Court set July 31, 2008 as the deadline for discovery regarding the defenses that the Court and Parties have at various times referred to as the “absurd result,” “unclean hands” or “fraud on the court” defenses (the “Defenses”). That same Order set the case for status on August 5, 2008 at 9:00 a.m.

2. Currently pending before the Court is Plaintiff’s Objection to Magistrate Judge Denlow’s Memorandum Opinion and Order dated June 9, 2008 (the “Objection”). Briefing on the Objection is currently scheduled to be complete on July 18, 2008 and the Court has stated its intention to rule by mail thereafter.

3. The Objection -- and the Court’s ruling thereon -- will decide certain issues relating to the scope of discovery regarding the Defenses. Because the scope of discovery regarding the

Defenses has not yet been finally decided, the Parties have not yet taken any depositions regarding the Defenses in order to, among other things, avoid the possibility of having to repeat depositions after the scope of discovery is finally decided.

4. Accordingly, the Parties will not be able to complete all discovery regarding the Defenses by July 31, 2008. Defendants, therefore, respectfully request that the Court reset the deadline for discovery regarding the Defenses to October 31, 2008.

5. Plaintiff does not oppose the relief sought by this Motion. This is the second unopposed motion for an extension of time to complete discovery regarding the Defenses -- both of which are the result of the on-going dispute about the scope of discovery allowed.

WHEREFORE, Defendants respectfully request that the Court: (a) grant this Motion; (b) reset the deadline for discovery regarding the Defenses to October 31, 2008; (c) strike the current status date of August 5, 2008 and reset this matter for status sometime after October 31, 2008; and (d) grant such other and further relief as is appropriate.

Respectfully submitted by,

MAYER BROWN ROWE & MAW LLP and  
RONALD B. GIVEN

By:                   /s/ Steven J. Ciszewski                    
                  One Of Their Attorneys

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**CERTIFICATE OF SERVICE**

Steven J. Ciszewski, an attorney, hereby certifies that he caused a true and correct copy of the foregoing Unopposed Motion to Reset Discovery Deadline to be served through the ECF system upon the following:

Edward T. Joyce  
Arthur W. Aufmann  
Robert D. Carroll  
Edward T. Joyce & Assoc., P.C.  
11 S. LaSalle St., Suite 1600  
Chicago, IL 60603

on this 11th day of July, 2008.

/s/ Steven J. Ciszewski