

disclosures late, the Court declines to sanction plaintiff for counsel's failure to serve the supplemental disclosures. As an alternative to striking Dr. Thomas's declaration, defendant requests leave to conduct the deposition of Dr. Thomas. Leave to depose Dr. Thomas will be granted.

Accordingly,

IT IS HEREBY ORDERED that defendant Pernoud's motion to strike (#195) is DENIED.

IT IS FURTHER ORDERED that the parties are granted leave to take the deposition of Dr. Thomas.

Dated this 19th day of May, 2015.



STEPHEN N. LIMBAUGH, JR.
UNITED STATES DISTRICT JUDGE