

granting the motion for deposition. The motion for deposition [51] remains pending and will be denied on November 15, 2017, without further notice by the Court unless defendant provides a memorandum in support of this motion which demonstrates the need and availability of said deposition as set forth above. The Court urges counsel to communicate with each other in an attempt to resolve issues before filing motions, as many issues that have arisen in this case which have required the Court's attention could and should have easily been resolved by counsel without Court intervention. Finally, the Court continues to believe that this case could and should have been resolved during good faith settlement negotiations and urges the parties to devote additional efforts to do so.

Accordingly,

IT IS HEREBY ORDERED that only that portion of the amended case management order [53] which grants the motion to depose is vacated, and the remainder of the amended case management order remains in full force and effect.

IT IS FURTHER ORDERED that the motion to depose [51] remains pending and will be denied on November 13, 2017, unless defendant files a memorandum in support of the motion as set out above.



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE

Dated this 7th day of November, 2017.