

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

SPARTA INSURANCE COMPANY,

Plaintiff,

No. 2:17-cv-00604-BRB-KRS

v.

RICHARD CARRILLO, COPPER
SOLUTIONS AND SERVICES, LLC;
CECILIO DURAN MEDINA; and
GEORGE C. ALDERETE,

Defendants.

**ORDER FINDING GOOD CAUSE TO DELAY ENTRY OF
RULE 16 SCHEDULING ORDER AND STAYING DISCOVERY**

THIS MATTER comes before the Court following a telephonic status conference held on November 16, 2017. During the conference, the parties and the Court discussed the Court's obligation to enter a scheduling order under Federal Rule of Civil Procedure 16 or find good cause to delay entry of such an order. *See* Fed. R. Civ. P. 16(b)(2) (requiring the Court to "issue the scheduling order as soon as is practicable, but unless the judge finds good cause for delay, the judge must issue it within the earlier of 90 days after any defendant has been served with the complaint or 60 days after any defendant has appeared"). After hearing from the parties and in light of the two pending motions to dismiss, the Court found good cause to delay entering a scheduling order and granted the parties' oral motion to stay discovery pending resolution of the motions.

IT IS, THEREFORE, ORDERED that good cause exists to delay entering a Rule 16 scheduling order for the reasons stated on the record. The Court shall not issue a scheduling order until resolution of the pending dispositive motions.

IT IS FURTHER ORDERED the parties' oral motion to stay discovery is **GRANTED** and discovery in this matter is **STAYED** pending resolution of the two motions to dismiss.

A handwritten signature in black ink that reads "Kevin Sweazea". The signature is written in a cursive style with a large initial "K".

KEVIN R. SWEAZEA
UNITED STATES MAGISTRATE JUDGE