



THE CITY OF NEW YORK
LAW DEPARTMENT

100 CHURCH STREET
NEW YORK, NY 10007

JAMES E. JOHNSON
Corporation Counsel

JOSHUA J. LAX
Senior Counsel
Phone: (212) 356-3538
Mobile: (646) 634-8255
jlax@law.nyc.gov

February 9, 2021

VIA ECF

The Honorable Ronnie Abrams
United States District Court
Southern District of New York
40 Foley Square, Room 2203
New York, New York 10007

Re: Samuel Small v. City of New York, et al., 09 Civ. 1912 (RA) (SDA)

Your Honor:

I represent defendants in the above-referenced action. I write jointly with plaintiff's counsel, Brett Dignam, Esq., to respectfully request a one week extension of the parties' joint letter regarding exhibits from February 10, 2021 to February 17, 2021. The basis of this request is that the parties need additional time to address some of the remaining evidentiary issues required by the Court's January 21, 2021 order. The parties have made significant progress narrowing the issues related to medical records and identifying areas of both agreement and disagreement for both the admissibility of certain records and redactions. The parties believe they can narrow the issues further with more time. In addition, several issues have arisen since the last pretrial conference for which the parties would like to include more substantial written arguments in their joint submission. Finally, the undersigned miscalendared a mandatory furlough day for next week, but realized that the furlough day is scheduled for February 10, 2021. For these reasons, the parties respectfully request an extension of one week to February 17, 2021 to submit their joint letter.

Respectfully submitted,

/s/

Joshua J. Lax
Senior Counsel

Application granted.
SO ORDERED.

Ronnie Abrams, U.S.D.J.
February 10, 2021

cc Brett Mary Dignam
Counsel for Plaintiff Samuel Small
Morningside Heights Legal Services, Inc.
Columbia Law School
435 West 116th Street, Room 831
New York, NY 10027