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July 9, 2021

VIA E-MAIL: elizabeth_potter@nysd.uscourts.gov
and ECF

MEMORANDUM ENDORSEMENT

Magistrate Judge Hon. Kevin N. Fox
 United States District Magistrate Judge
 Thurgood Marshall United States Courthouse
 40 Foley Square
 New York, NY 10007

**Re: Ronald S. Herbst v. NYU Hospitals Center, both individually
 and d/b/a Langone Medical Center and d/b/a NYU Hospital
 For Joint Diseases and Nirmal C. Tejwani, M.D.
 United States District Court, SDNY
File No. 15-CV-3518 (GBD)**

Dear Hon. Judge Fox:

We represent the defendants in the above referenced matter, which is currently scheduled for a settlement conference before Your Honor on July 14, 2021, at 10:30 a.m. We have spoken with plaintiff's counsel, and we would jointly request an adjournment of next week's settlement conference to have additional time to confer with clients/principals. In discussing the matter with plaintiff's counsel, alternative dates on which the parties could be available would include: August 2, 3 (after 2:00 p.m.), 5 (after 2:00 p.m.), 6, 9, 10 & 12.

This is the parties' first request for an adjournment of the settlement conference, and plaintiff's counsel is aware that this request is being transmitted to the Court.

Thank you for your consideration of the above.

Respectfully submitted,

McAloon & Friedman, P.C.
 By: Matthew L. Prisco, Esq.

Matthew L. Prisco

cc: **(Via E-Mail and ECF)**
 Halperin & Halperin, P.C.
 Attorneys for Plaintiff

7/12/21

The settlement conference is adjourned to September 9, 2021, at 10:30 a.m. The Court is unavailable to convene the conference in August 2021.

SO ORDERED:

Kevin Nathaniel Fox

Kevin Nathaniel Fox, U.S.M.J.