

**U.S. Department of Justice**

*United States Attorney
Southern District of New York*

*86 Chambers Street
New York, New York 10007*

February 3, 2020

VIA ECF

Honorable J. Paul Oetken
United States District Court Judge
United States Courthouse
40 Foley Square
New York, NY 10007

RE: *Mercado v. United States*, 18 Civ. 1525 (JPO)

Dear Judge Oetken:

This Office represents defendant United States of America in the above-captioned medical malpractice action brought pursuant to the Federal Tort Claims Act. I write respectfully to request that the Court adjourn the conference currently scheduled for February 21, 2020, at 11:45 a.m. The undersigned attorney will be travelling out of the country on that day, and will be unable to attend the conference.

The Government has conferred with opposing counsel, and both counsel are available the following week on February 27 and 28, 2020. If those dates do not work for the Court, counsel will confer and provide additional dates and times. The parties have not sought to adjourn this conference before, but the parties have sought and received three prior extensions of the fact discovery deadline, which has affected the date of this conference. Plaintiff consents to the adjournment.

We thank the Court for its consideration of this letter motion.

Respectfully,

GEOFFREY S. BERMAN
United States Attorney
Southern District of New York

APPLICATION GRANTED. The
conference is adjourned to February 27,
2020 at 10:00 a.m. Dated 2/6/2020.

SO ORDERED.

LEWIS J. LIMAN
United States District Judge

By: /s/Arastu K. Chaudhury
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CC: Kenneth Auerbach, Esq. (via ECF)