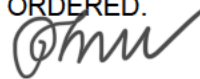


RICHMAN**LAW & POLICY**1 Bridge Street, Suite 83, Irvington, NY
www.RichmanLawPd**VIA ECF**

District Judge Philip M. Halpern
Magistrate Judge Judith C. McCarthy
United States District Court
Southern District of New York
The Hon. Charles L. Brieant Jr.
Federal Building and United States Courthouse
300 Quarropas St.
White Plains, NY 10601-4150

Application granted. Discovery deadlines are stayed while the parties formalize the terms of formal settlement. The parties shall file a joint letter advising of the status of settlement on or before August 16, 2024.

SO ORDERED.



Philip M. Halpern
United States District Judge

Dated: White Plains, New York
July 23, 2024

Re: *Spindel v. Alderfer Family Farm LLC, et al.*
No. 7:23-cv-10710

Joint Letter-Motion Requesting Temporary Stay of Discovery

We represent Plaintiff Jeffrey Spindel (“Plaintiff”) in the above-captioned action. We write, jointly with counsel for Defendants Alderfer Family Farm LLC and Alderfer Poultry Farm, Inc. (collectively, “Defendants”) (collectively, the “Parties”), pursuant to Rule 1(C) of Judge Halpern’s Individual Practice Rules to hereby request that the Court enter an order temporarily staying discovery pending the Parties’ settlement discussions. The Parties jointly request a stay of all discovery deadlines, as set forth below:

Event	Current Deadlines	Stayed Pending Settlement Discussions
Last Day to Amend Pleadings	6/22/2024	Stayed
Initial Requests for Production of Documents, Interrogatories, and Requests to Admit	6/22/2024	Stayed
Non-Expert Depositions	9/20/2024	Stayed
Close of Fact Discovery	9/20/2024	Stayed
Plaintiff’s Expert Disclosures	10/10/2024	Stayed
Defendants’ Expert Disclosures	10/28/2024	Stayed
Close of Expert Discovery	11/18/2024	Stayed
Joint Letter Concerning Settlement/Mediation	10/4/2024	Stayed
Close of All Discovery	11/18/2024	Stayed

The Parties have been diligently and cooperatively working to explore potential resolution of this matter without further litigation. On June 26, 2024 the Parties attended a settlement conference before Magistrate Judge Judith C. McCarthy and reached an agreement in principle. On

RICHMAN

LAW & POLICY

1 Bridge Street, Suite 83, Irvington, NY 10533 / 914.693.2018
www.RichmanLawPolicy.com

July 1, 2024, Plaintiff contacted potential claims administrators, all of whom indicated that additional factual information was required from Alderfer to determine the appropriate scope of notice and administration. On July 12, 2024, the Parties met to discuss what additional information was needed to secure a claims administrator, and Alderfer has agreed to research and follow up with additional information. On July 15, 2024, Plaintiff sent a proposed settlement agreement draft to Alderfer for review. Alderfer is reviewing and intends to have a revised draft in short order.

The Parties jointly and respectfully request this stay in order to facilitate ongoing discussions concerning early resolution in this matter and stipulate that good cause exists to stay discovery. *See Ema Financial, LLC v. Vystar Corp.*, 336 F.R.D. 75, 79 (S.D.N.Y. 2020) (“Upon a showing of good cause a district court has considerable discretion to stay discovery pursuant to Fed. R. Civ. P. 26(c).”). The Parties agree that it will conserve judicial and party resources to temporarily stay discovery while finalizing the terms of formal settlement and that neither party will be unduly prejudiced by such a stay of discovery. Counsel for Defendants previously requested an extension of time to file their responsive pleading, (ECF No. 12), which was granted. (ECF No. 13.) The Parties also requested an extension of discovery deadlines, (ECF No. 30), which was also granted. (ECF Nos. 30 & 31.) All Parties consent to this stay request.

For the Court’s convenience, we have included a “So Ordered” line should the Court grant this request.

Thank you for your consideration.

Respectfully submitted,

/s/Kim E. Richman

Kim E. Richman

krichman@richmanlawpolicy.com

Richman Law & Policy

1 Bridge Street, Suite 83

Irvington, NY 10533

cc: All Counsel of Record (VIA ECF)

SO ORDERED

~~_____
District Judge Philip M. Halpern
Magistrate Judge Judith C. McCarthy~~