

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION
Civil Action No. 4:11-cv-00059-BO

**Sirsi Corporation d/b/a
SirsiDynix,**

Plaintiff,

v.

**Craven-Pamlico-Carteret Regional
Library System,**

Defendant.

**Consent Motion to
Modify the Scheduling Order**

Plaintiff Sirsi Corporation d/b/a SirsiDynix moves the Court for an Order modifying the September 6, 2011 Scheduling Order entered in this matter. In support of this motion, SirsiDynix states as follows:

1. On September 6, 2011, the Court entered a scheduling order that set the deadline to complete discovery and mediation on January 31, 2012 and the deadline for dispositive motions on March 1, 2012.
2. The parties have diligently engaged in discovery during the discovery period. However, a number of disputes have arisen that, while resolved without court intervention, took a significant portion of the discovery period.
3. During the course of discovery, SirsiDynix issued a subpoena duces tecum to a third party in the Southern District of Ohio. The subpoenaed party has objected to some of SirsiDynix's requests. The dispute has not been resolved between the parties and may require the intervention of the District Court in the Southern District of Ohio.

4. Jackie Beach, the Director of CPC Regional, is unavailable for much of the month of January due to conferences and other obligations. These conflicts make it difficult to depose Ms. Beach and complete mediation by the deadline set out in the September 6, 2011 Order.

5. The undersigned has conferred with counsel for CPC Regional and can report that CPC Regional consents to the relief sought in this motion.

Wherefore, SirsiDynix requests that the court modify the September 6, 2011 Scheduling Order to extend the deadline to complete discovery and mediation until March 16, 2012 and the deadline to file dispositive motions until April 16, 2011.

Dated: December 23, 2011.

WOMBLE CARLYLE SANDRIDGE & RICE

A Limited Liability Partnership

By: /s/ Robert T. Numbers II
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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing was filed electronically with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

Lee W. Bettis , Jr.
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Dated: December 23, 2011.

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