

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
Civil Action No. 5:16-CV-824-BO

JOSHUA L. NAGELBERG,

*Plaintiff,*

vs.

DEFENSE FINANCE & ACCOUNTING  
SERVICE, an agency of THE UNITED STATES  
OF AMERICA and EQUIFAX INFORMATION  
SERVICES, LLC, a Georgia limited liability  
company,

*Defendants.*

**ORDER**

**THIS MATTER** is before the Court upon the *Consent Motion for Modification of Scheduling Order* (“Motion”) filed September 28, 2017, by Plaintiff JOSHUA L. NAGELBERG (“Plaintiff”) [DE #41]. It appearing that Defendant EQUIFAX INFORMATION SERVICES, LLC (“Equifax”) consents to the relief requested and for good cause shown, the Motion is hereby **GRANTED** and the Scheduling Order [DE #30] entered by the Court on March 30, 2017, as modified by Orders entered on July 20, 2017, and September 11, 2017 (collectively, the “Scheduling Order”), is modified as follows *as between Plaintiff and Equifax*:<sup>1</sup>

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<sup>1</sup> Plaintiff reports that “Equifax is the only remaining defendant in this action, as Plaintiff has resolved the claims for relief against both DEFENSE FINANCE & ACCOUNTING SERVICE (“DFAS”) and EXPERIAN INFORMATION SOLUTIONS, INC. (“Experian”).” However, a review of the record in this case reveals that Experian is the only defendant that has been dismissed from the action. While the parties filed a notice of settlement regarding Plaintiff’s claims against DFAS [D.E. 33], there has been no dismissal of Plaintiff’s claims against DFAS; and DFAS, therefore, remains a party to this action.

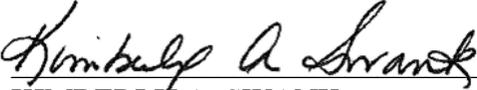
1. The deadline by which Plaintiff is required to disclose the identities of, and provide any reports from, retained expert witnesses is extended to and including November 1, 2017 (as opposed to October 1, 2017);

2. The deadline by which Equifax is required to disclose the identities of, and provide any reports from, retained and/or rebuttal expert witnesses is extended to and including December 1, 2017 (as opposed to November 1, 2017);

3. The deadline by which Plaintiff and Equifax are required to complete all discovery is extended to and including January 5, 2018 (as opposed to December 1, 2017);

4. The deadline by which Plaintiff and Equifax are required to file any dispositive motions (referred to in the Motion as, the “Dispositive Motions Deadline”), is extended to and including February 5, 2018 (as opposed to January 5, 2018).

**SO ORDERED** this 17th day of October 2017.

  
KIMBERLY A. SWANK  
United States Magistrate Judge