



additional six months to complete discovery, noting the complexity of the case.

Federal Rule of Civil Procedure 16(b)(4) provides that a scheduling order may be modified only for good cause. The parties request an extension to complete discovery of six additional months, until January 27, 2012; almost three years after the lawsuit was filed. The parties argue that the case is complex, both with respect to liability and damages. However, they fail to explain the lack of activity since July of last year when plaintiff requested leave to amend to add a party which it does appear has yet been served. The parties' joint motion fails to show "good cause" to justify the extension requested.

Accordingly, it is ORDERED that the motion to amend the scheduling order is DENIED.

**SIGNED** on April 21, 2011.



NANCY STEIN NOWAK  
UNITED STATES MAGISTRATE JUDGE