

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF VERMONT**

JANET JENKINS, et al.,

Plaintiffs,

v.

KENNETH L. MILLER, et al.,

Defendants.

No. 2:12-cv-184-WKS

**NOTICE OF DEFENDANTS PHILIP ZODHIATES'S, VICTORIA HYDEN'S, AND
RESPONSE UNLIMITED, INC.'S NONCOMPLIANCE WITH [449] THE COURT'S
ORDER THAT THEY OBTAIN NEW COUNSEL BY FEBRUARY 5, 2020**

Plaintiffs Janet Jenkins and Isabella Miller-Jenkins notify the Court that Defendants Philip Zodhiates, Victoria Hyden, and Response Unlimited, Inc. ("RUL") (collectively, "RUL Defendants") have failed to comply with the Court's order that they obtain new counsel by February 5, 2020. *See* Order, ECF 449. No new counsel for the RUL Defendants has entered an appearance. Zodhiates and Hyden have not entered *pro se* appearances. *See* L.R. 11(a). RUL cannot proceed *pro se*. *See* L.R. 11(b). Plaintiffs' motion for an order that Zodhiates and Hyden enter *pro se* appearances and that RUL file an affidavit explaining why it did not obtain new counsel remains pending. *See* ECF 455. The RUL Defendants' motion for an extension of time to obtain new counsel to March 31, 2020, also remains pending. *See* ECF 458; *see also* Pls.' Resp., ECF 459. The parties are required to submit one proposed modified discovery schedule by March 9, 2020. *See* Order, ECF 456. Plaintiffs wish to proceed with discovery, including depositions and nonparty subpoenas, which in many ways cannot proceed until the RUL Defendants obtain new counsel or the Court intervenes.

Respectfully submitted.

February 7, 2020

/s/ Frank H. Langrock

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Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that, on this date, the foregoing document was served on the following counsel of record and unrepresented parties through the Court's CM/ECF system:

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and on the following unrepresented parties by United States mail:

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February 7, 2020

/s/ Diego A. Soto
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