

**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

**PLAINTIFF JANET JENKINS’S MOTION TO STAY OR MODIFY THE MAY 15, 2020  
DEADLINE TO SUBMIT ONE PROPOSED MODIFIED DISCOVERY SCHEDULE**

Plaintiff Janet Jenkins, through undersigned counsel, moves to stay or modify the May 15, 2020 deadline for the parties to submit one proposed modified discovery schedule, *see* Order, ECF 474, pending the Court’s consideration of Defendants Philip Zodhiates, Victoria Hyden, and Response Unlimited, Inc.’s (“RUL”) (collectively, “RUL Defendants”) motion for an extension of time to secure successor counsel, ECF 506, and Plaintiff’s related motion for an order to show cause, ECF 499. In support, Plaintiff states the following:

1. On January 6, 2020, the Court granted Gravel & Shea PC’s motion to withdraw as counsel for the RUL Defendants and ordered the RUL Defendants to obtain new counsel, and for new counsel to enter an appearance, on or before February 5, 2020. *See* Order, ECF 449.

2. On January 10, 2020, the Court ordered the parties to submit one proposed modified discovery schedule by March 9, 2020. *See* Order, ECF 456.

3. On March 3, 2020, the Court granted the RUL Defendants’ motion for an extension of time to obtain new counsel, ordered them to obtain new counsel by April 15, 2020, and ordered new counsel to enter an appearance by April 15, 2020. *See* Order, ECF 474. The

Court also extended the deadline for the parties to submit one proposed modified discovery schedule to May 15, 2020. *See id.*

4. On April 21, 2020, Plaintiff notified the Court that the RUL Defendants had again failed to comply with the Court's order, and she moved for an order to show cause. *See* ECF 499.

5. On April 30, 2020, the clerk of the Court docketed the RUL Defendants' latest motion for an extension of time to obtain new counsel. *See* ECF 506.

6. On May 1, 2020, Plaintiff responded to the RUL Defendants' motion to explain why her requested order to show cause was still warranted. *See* ECF 507.

7. The May 15, 2020 deadline for the parties to submit one proposed modified discovery schedule is just two weeks away.

8. Plaintiff certifies that she has made a good-faith attempt to obtain Defendants Liberty Counsel, Inc.'s, Rena Lindevaldsen's, Kenneth Miller's, Timothy Miller's, and Linda Wall's agreement to the requested relief; this morning, her counsel asked their counsel to respond by close of business today whether they would oppose Plaintiff's proposal, and none has responded.

### **CONCLUSION**

Plaintiff's motion to stay or modify the May 15, 2020 deadline for the parties to submit one proposed modified discovery schedule, *see* Order, ECF 474, pending the Court's consideration of the RUL Defendants' motion for an extension of time to secure successor counsel, ECF 506, and Plaintiff's related motion for an order to show cause, ECF 499, should be granted.

Respectfully submitted.

May 1, 2020

/s/ Frank H. Langrock

---

Frank H. Langrock  
Langrock Sperry & Wool, LLP  
111 S. Pleasant Street  
P.O. Drawer 351  
Middlebury, Vermont 05753-0351  
Phone: (802) 388-6356  
Fax: (802) 388-6149  
Email: flangrock@langrock.com

Sarah Star  
Sarah Star, PL  
P.O. Box 106  
Middlebury, Vermont 05753  
Phone: (802) 385-1023  
Email: srs@sarahstarlaw.com

Scott D. McCoy  
Southern Poverty Law Center  
P.O. Box 10788  
Tallahassee, Florida 32302  
Phone: (850) 521-3042  
Fax: (850) 521-3001  
Email: scott.mccoy@splcenter.org

J. Tyler Clemons  
Southern Poverty Law Center  
201 St. Charles Avenue, Suite 2000  
New Orleans, Louisiana 70170  
Phone: (504) 526-1530  
Fax: (504) 486-8947  
Email: tyler.clemons@splcenter.org

Diego A. Soto  
Maya G. Rajaratnam  
Southern Poverty Law Center  
400 Washington Avenue  
Montgomery, Alabama 36104  
Phone: (334) 956-8200  
Fax: (334) 956-8481  
Email: diego.soto@splcenter.org  
Email: maya.rajaratnam@splcenter.org

*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:

Richard Boyer  
Integrity Law Firm, PLLC  
*Counsel for Defendant Linda M. Wall*

Anthony R. Duprey  
Neuse, Duprey & Putnam, PC  
*Counsel for Defendants Liberty Counsel, Inc. and Rena M. Lindevaldsen*

Roger K. Gannam  
Liberty Counsel  
*Counsel for Defendants Liberty Counsel, Inc. and Rena M. Lindevaldsen*

Adam S. Hochschild  
Hochschild Law Firm, LLC  
*Counsel for Defendant Linda M. Wall*

Brooks G. McArthur  
Jarvis, McArthur & Williams, LLC  
*Counsel for Defendant Kenneth L. Miller*

Horatio G. Mihet  
Liberty Counsel  
*Counsel for Defendants Liberty Counsel, Inc. and Rena M. Lindevaldsen*

Daniel Joseph Schmid  
Liberty Counsel  
*Counsel for Defendants Liberty Counsel, Inc. and Rena M. Lindevaldsen*

Norman C. Smith  
Norman C. Smith, PC  
*Counsel for Defendant Linda M. Wall*

Michael J. Tierney  
Wadleigh, Starr & Peters, PLLC  
*Counsel for Defendant Timothy D. Miller*

Defendant Philip Zodiates

May 1, 2020

/s/ Diego A. Soto  
Diego A. Soto  
*Counsel for Plaintiffs*