

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

GERALD LYNN BOSTOCK,)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION
)	NO: 1:16-cv-01460-ELR-WEJ
CLAYTON COUNTY,)	
)	
Defendant.)	

**CONSENT MOTION TO RE-OPEN
DISCOVERY FOR LIMITED PURPOSE**

COME NOW the parties and jointly move the Court to enter an order re-opening discovery for the limited purpose of deposing one additional fact witness, Paul Holland, with all other deadlines to be extended accordingly. In support of this motion, the parties respectfully show as follows:

1.

The Court previously extended the discovery deadline in this case to December 14, 2021. (Docs. 64, 70, 80, 91, 103).

2.

On this same day, December 14, 2021, Plaintiff’s counsel took the depositions of Leslie Moore and Stacey Merritt, and the parties produced additional documents in discovery, including Defendant’s production of a declaration by Paul Holland, a

third-party fact witness in this matter.

3.

Plaintiff's counsel desires to depose Mr. Holland, to which Defendant consents.

4.

In addition, counsel for both parties have discussed the possibility of resolving this matter without the need for further judicial involvement and have exchanged at least one settlement demand to this effect. A limited re-opening of the discovery period for the purpose of deposing Mr. Holland would give the parties additional time to explore resolution without incurring fees and expenses in preparing and briefing dispositive motions.

5.

Accordingly, the parties seek a limited re-opening of the discovery period through and including Friday, February 4, 2022, to complete the deposition of Mr. Holland, and a related extension of the dispositive motion deadline through and including Monday, March 7, 2022. This extension is not sought for the purpose of delaying this case, is necessary for the reasons stated herein, and is for the mutual convenience of the parties in preparing this case for trial. All parties consent to this request for extension.

WHEREFORE, the parties respectfully move the Court for a limited re-opening of the discovery period through and including **February 4, 2022**, and an extension of the dispositive motion deadline through and including **March 7, 2022**. A Proposed Order is attached for the Court's convenience.

Respectfully submitted, this 11th day of January 2022.

CONSENTED TO BY:

/s/ Edward D. Buckley

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Counsel for Plaintiff

/s/ Jack R. Hancock

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Counsel for Defendant

CERTIFICATE OF COMPLIANCE

I hereby certify that the within and foregoing **CONSENT MOTION TO RE-OPEN DISCOVERY FOR LIMITED PURPOSE** has been prepared in compliance with Local Rule 5.1(B) in 14-point Times New Roman type face.

This 11th day of January, 2022.

/s/ Jack R. Hancock _____

Jack R. Hancock

Georgia Bar No. 322450

CERTIFICATE OF SERVICE

I hereby certify that I served the attached notice and subpoena on the witness or his/her agent and have electronically filed the foregoing **CONSENT MOTION TO RE-OPEN DISCOVERY FOR LIMITED PURPOSE** with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following attorneys of record:

Thomas J. Mew, IV
Edward D. Buckley
Andrew Beal
Rachel Berlin Benjamin
Buckley Beal LLP
600 Peachtree Street, NE, Suite 3900
Atlanta, GA 30308

This 11th day of January, 2022.

FREEMAN MATTHIS & GARY, LLP

/s/ Jack R. Hancock _____

Jack R. Hancock

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ORDER

This matter is before the Court on the parties' Consent Motion to Re-Open Discovery for Limited Purpose. Upon consideration, and for good cause shown, the parties' Consent Motion is **GRANTED**. The parties shall have through and including **February 4, 2022** to complete discovery in this matter for the limited purpose of serving a subpoena upon and deposing Mr. Paul Holland. Furthermore, the related deadline for filing dispositive motions shall be extended through and including **March 7, 2022**.

SO ORDERED, this _____ day of January, 2022.

WALTER E. JOHNSON
UNITED STATES MAGISTRATE JUDGE