

It is understood that Defendant's counsel has had extenuating circumstances beyond his control which has led to the delay and the Plaintiff is understanding of the circumstances. However, the Court has scheduled a Trial for May 30, 2023 and without discovery, neither party will be adequately prepared for Trial. Therefore, the Plaintiff respectfully request the Court schedule a Pretrial Conference to discuss the discovery issues and the May 30, 2023 trial date.

Respectfully Submitted,

/s/ Edward E Dove

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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing has been mailed this the 9th day of January, 2023 to the following:

Hon. John McNeil
LANDRUM & SHOUSE LLP
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Lexington, KY 40588-0951

/s/Edward E. Dove
EDWARD E DOVE

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF KENTUCKY
CENTRAL DIVISION
AT LEXINGTON
CASE NO.: 5:18-CV-00351**

NICHOLAS CHARLES BREINER

PLAINTIFF

V.

PROPOSED ORDER

**BOARD OF EDUCATION
OF MONTGOMERY COUNTY**

DEFENDANT

This matter comes before the Court on the Plaintiff's Motion for a Pretrial Conference and Motion to Compel. The Court having reviewed the Plaintiff's Motion and finding good cause SUSTAINS the Plaintiff's Motion and Orders the Defendant to contact Plaintiff's counsel office to advise when Discovery will be completed.

So ordered this the _____ day of January, 2022.

Hon. Karen Caldwell
Judge, U.S. District Court