

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF KENTUCKY  
CENTRAL DIVISION AT LEXINGTON  
CIVIL MINUTES – GENERAL

Case No. 18-351-KKC-MAS At Lexington Date April 12, 2023

Nicholas Breiner v. Montgomery County, Board of Education

PRESENT: HON. MATTHEW A. STINNETT, U.S. MAGISTRATE JUDGE

Samantha Howard  
Deputy Clerk

Audio File  
Court Reporter

**Attorney Present for Plaintiff:**  
Edward E. Dove

**Attorney Present for Defendants:**  
John McNeill

I, Samantha Howard, Deputy Clerk, CERTIFY the official record of this proceeding is an audio file KYED-LEX\_\_5-18-cv-351-KKC-MAS\_20230412\_125504

PROCEEDINGS: **TELEPHONIC CONFERENCE**

The parties appeared for a telephonic conference regarding Plaintiff's Motion to Compel [DE 40], as noted. After hearing statements of counsel, the Court ORDERS as follows:

1. By agreement of the parties, Defendant Montgomery County Board of Education shall have up to and including April 21, 2023, in which to answer Plaintiff's discovery request. Therefore, Plaintiff's Motion to Compel is DENIED, as moot, at this time. If Defendant Montgomery County Board of Education fails to timely respond, the Court will entertain additional motions to compel from Plaintiff.
2. Parties are directed to file a motion, should they desire, seeking any modifications to the Scheduling Order [DE 24, DE 37]. The Court will work to ensure it quickly addresses the upcoming deadlines.

Copies: COR

Initials of Deputy Clerk: slh

TIC: /6



*Matthew A. Stinnett*  
MATTHEW A. STINNETT  
UNITED STATES MAGISTRATE JUDGE  
EASTERN DISTRICT OF KENTUCKY