

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION

AUGUST DEKKER, *et al.*,

Plaintiffs,

v.

JASON WEIDA, *et al.*,

Defendants.

Case No. 4:22-cv-00325-RH-MAF

JOINT MOTION FOR EXTENSION OF DISCOVERY DEADLINES

Pursuant to Federal Rules of Civil Procedure 16(b)(4) and 29(b), and Local Rule 6.1, Plaintiffs AUGUST DEKKER; BRIT ROTHSTEIN; SUSAN DOE, a minor, by and through her parents JANE and JOHN DOE; and K.F., a minor, by and through his parent and next friend JADE LADUE (collectively, “Plaintiffs”), and Defendants JASON WEIDA, in his official capacity as Interim Secretary for the Agency for Health Care Administration, and the FLORIDA AGENCY FOR HEALTH CARE ADMINISTRATION (“AHCA”) (collectively, “Defendants”) (all together, the “Parties”) jointly move this Court for an extension of the certain discovery deadlines.

Under the Scheduling Order in this case, as amended, the deadline for Federal Rule of Civil Procedure 26(a)(2) disclosures is Tuesday, February 14, 2023; the

deadline for expert rebuttal reports is 21 days later; and the deadline for expert depositions is Tuesday, March 21, 2023. Dkt. Nos. 67, 70. In addition, on January 30, 2023, the Court extended the deadline for fact discovery from February 7, 2023 to February 14, 2023. Dkt. No. 86.

There is good cause for an extension of the fact discovery deadline. The Parties continue to work in good faith on all outstanding discovery issues and agree that an extension of the fact discovery deadline up to and including March 10 will not prejudice either Party. It would instead provide added time to produce and review relevant documents and conclude depositions of fact witnesses.

Accordingly, the Parties jointly request that the discovery deadlines be extended as follows:

4. The fact-discovery deadline is **March 10, 2023**.
6. The deadline for Federal Rule of Civil Procedure 26(a)(2) disclosures is **February 17, 2023**. But if the evidence is intended solely to contradict or rebut evidence on the same subject matter identified by another party under Rule 26(a)(2)(B) or (C), the deadline is 21 days after the other party's disclosure.
7. The deadline for expert depositions is **March 24, 2023**.

Under the requested extensions the close of fact discovery would be concurrent with the last of the expert disclosures deadlines and would be followed

by a two-week period dedicated to expert depositions. The requested extensions would not affect any other deadlines in the Scheduling Order.

Based on the foregoing, and for good cause shown, the Parties request the discovery deadlines be extended as outlined above.

Dated this 10th day of February 2023.

Respectfully Submitted for Plaintiffs,

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CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of February 2023, a true copy of the foregoing has been filed with the Court utilizing its CM/ECF system, which will transmit a notice of electronic filing to counsel of record for all parties in this matter registered with the Court for this purpose.

CERTIFICATE OF WORD COUNT

As required by Local Rule 7.1(F), I certify that this Motion contains 392 words.

/s/ Omar Gonzalez-Pagan

Omar Gonzalez-Pagan

Counsel for Plaintiffs