SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA CIVIL DIVISION

STEVEN J. ROSEN	:			
Plaintiff				
v.	Case No.: 09-01256			
AMERICAN ISRAEL PUBLIC AFFAIRS COMMITTEE, INC., et. al.	Judge Erik ChristianNext Event: Discovery Close April 30, 201			
Defendants	· :			
JOINT MOTION TO MODIFY SCHEDULING ORDER				
and Patrick Dorton, through counsel, her	ants, American Israel Public Affairs Committee, Inc. reby move this Honorable Court to modify the discovery until June 4, 2010. In support of this joint emorandum of points and authorities			
	Respectfully submitted,			
SWICK & SHAPIRO	CARR MALONEY P.C.			
By: /s/ David H. Shapiro, #961326 1225 Eye Street, NW Suite 1290 Washington, DC 20005 (202) 842-0300 dhshapiro@swickandshapiro.com Counsel for Plaintiff	By: /s/ Thomas L. McCally, #391937 Allie M. Wright, #499323 1615 L Street, NW, Suite 500 Washington, DC 20036 (202) 310-5500/(202) 310-5555 (FAX) tlm@carrmaloney.com/amw@carrmaloney.com Counsel for the above-named Defendants			
CERTIFICATE OF SERVICE				
I HEREBY CERTIFY that on the 29 th day of March, 2010, I will electronically file the foregoing with the Clerk of the Court using the CaseFile Express system, which will then send a notification of such filing to David H. Shapiro, attorney for Plaintiff.				
· .	/s/			
Allie M. Wright				

SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA CIVIL DIVISION

STEVEN J. ROSEN

Plaintiff

v. : Case No.: 09-01256 : Judge Erik Christian

AMERICAN ISRAEL PUBLIC : Next Event: Discovery Close April 30, 2010

AFFAIRS COMMITTEE, INC., et. al.

Defendants

MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF JOINT MOTION TO MODIFY SCHEDULING ORDER

Discovery is currently set to close on April 30, 2010. The parties have conferred and agree that the remaining discovery period is not sufficient to complete the necessary discovery in this litigation, specifically depositions, based on events out of the control of counsel.

The parties seek this extension because of scheduling conflicts and unavailability of witnesses due to previously scheduled commitments as well as the schedule of counsel for Defendants, Thomas McCally. Mr. McCally's availability thus far has been limited by another case where he is lead counsel that has a large number of previously scheduled depositions and discovery matters.

The parties seek an extension to the discovery deadline to compensate for the time taken by those previously scheduled matters and to accommodate the large number of depositions involved in this litigation. The parties have in excess of fifteen (15) depositions to take and many of the deponents live outside of the Washington, DC Metropolitan Area. The current discovery deadline does not provide adequate time to schedule, prepare, and depose deponents, including those that reside in distant locations such as California, Texas, and New York.

The parties hereby request additional time in which to complete discovery as follows:

	Current Dates	Proposed Dates
Discovery Closed	April 30, 2010	June 11, 2010
Deadline for Filing Motions	May 14, 2020	June 25, 2010
Dispositive Motions Decided	June 14, 2010	July 26, 2010
ADR (Mediation/Case Evaluation)	June 29, 2010	August 9, 2010

For the forgoing reasons, Plaintiff and Defendants respectfully request that this Honorable Court grant the forgoing joint motion, and extend discovery. A proposed Order is attached.

Respectfully submitted,

SWICK & SHAPIRO

CARR MALONEY P.C.

By:
Thomas L. McCally, #391937
Allie M. Wright, #499323
1615 L Street, NW, Suite 500
Washington, DC 20036
(202) 310-5500/(202) 310-5555 (FAX)
tlm@carrmaloney.com/amw@carrmaloney.com
Counsel for the above-named Defendants

SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA CIVIL DIVISION

STEVEN J. ROSEN	:	
Plaintiff	: :	
v. AMERICAN ISRAEL PUBLIC Case No.: 09-0001256 Defendants	: : : : : : : : : : : : : : : : : : : :	Case No.: 09-01256 Judge Erik Christian Next Event: Discovery Close April 30, 2010
	ORDE	<u>eR</u>
UPON CONSIDERATION of	the forego	oing Consent Motion, it is this day of
, 2010, by this Honorable Co	ourt,	
ORDERED, that the forgoing Joi	int Motion	is GRANTED; and it is further
ORDERED, that the Court's Sch	eduling Or	der be, and hereby is modified as follows:
Discovery Closes		June 11, 2010
Deadline for Filing Motion	ons	June 25, 2020
Dispositive Motions Deci	ided	July 26, 2010
ADR (Mediation/Case Ev	valuation)	August 9, 2010
	Judge	Erik Christian

cc: David H. Shapiro
1225 Eye Street, NW
Suite 1290
Washington, DC 20005

Thomas L. McCally Allie M. Wright 1615 L Street, NW, Suite 500 Washington, DC 20036