

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

TERESA RHOADES and MICHAEL)
ALLEN RHOADES, individually and as)
parents and next friends of C. R., a minor,)

Plaintiffs,)

v.)

Case No. 3:05-CV-0586

PENN-HARRIS-MADISON SCHOOL)
CORPORATION, DAVID R. TYDGAT,)
DAVE RISNER, STEVEN HOPE, VICKIE)
MARSHALL, MARNI CRONK, and)
MADISON CENTER, INC.,)

Defendants.)

MOTION TO RESCHEDULE

Comes now the Defendants, Penn-Harris-Madison School Corporation, David R. Tydgat, Dave Risner, Steven Hope, Vickie Marshall, and Marni Cronk (hereinafter “School Defendants”), by counsel, and respectfully request that the pre-trial conference in this matter scheduled by the Court for November 30, 2006 at 11:00 a.m. be rescheduled. In support of this Motion, School Defendants would show the Court as follows:

1. Counsel for School Defendants is involved in a mediation on behalf of Penn-Harris-Madison School Corporation in the matter of Jane Doe v. Timothy J. Wyllie and The Penn-Harris-Madison School Corporation in the United States District Court under Cause No. 3:05-cv-00586 on November 30, 2006. This mediation has been scheduled since June 13, 2006, and involves a mediator who is traveling from Colorado. It would be extremely difficult, costly and inconvenient to all parties involved to reschedule this mediation.

2. All counsel involved in the instant case are also involved in Jane Doe v. Timothy J. Wyllie and The Penn-Harris-Madison School Corporation and their presence at the mediation is required.

3. Counsel for School Defendants has spoken with both Plaintiff's counsel and counsel for Madison Center, both of whom offer no objection to this request for rescheduling.

WHEREFORE, Defendants, Penn-Harris-Madison School Corporation, David R. Tydgate, Dave Risner, Steven Hope, Vickie Marshall, and Marni Cronk respectfully request that the pre-trial conference in this matter be rescheduled and for all other relief proper in the premises.

LOCKE REYNOLDS LLP

By: /s/Marsha Volk Bugalla

Thomas E. Wheeler, II, #13800-49

Marsha Volk Bugalla, #1974-98

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of October, 2006, a copy of the foregoing was filed electronically. Notice of this filing will be sent to the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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