

UNITED STATES DISTRICT COURT
NORTHER DISTRICT OF INDIANA
SOUTH BEND DIVISION

THERESA RHOADES and MICHAEL)
ALLEN RHOADES, individually and)
as parents and next friends of)
CHELSEA RHOADES, a minor)

Plaintiffs,)

v.)

3:05-cv-0586

PENN HARRIS MADISON SCHOOL)
CORPORATION, an Indiana political subdivision;)
DAVID R. TYDGAT, individually and in his)
official capacity as Principal of Penn High School,)
a division of Penn-Harris-Madison School)
Corporation; DAVE RISNER, individually)
and in his official capacity as Associate Principal)
of Penn High School; STEVEN HOPE, individually)
and in his official capacity as)
Assistant Principal of Penn High School;)
VICKIE MARSHALL, individually and in her)
official capacity as Guidance Counselor at)
Penn High School; MARNI CRONK)
Individually and in her official capacity as)
Guidance Counselor at Penn High School; and)
MADISON CENTER, INC. an Indiana)
non-profit corporation.)

Defendants.)

AGREED MOTION FOR EXTENSION OF DEADLINES

COMES NOW Defendant, Madison Center and Hospital, by counsel, joined by co-defendant, Penn-Harris-Madison School Corporation and Plaintiffs who have approved the filing of this Motion, and respectfully move the Court as follows:

1. Defendants' expert witness disclosures and reports are due to the Plaintiff on or before November 30, 2007.

2. Plaintiffs' expert, Dr. Karen Effrem, is not yet deposed.
3. Prior to making a final decision as to whether experts will be needed by the defense in this case, defendants wish to depose Dr. Effrem.
4. Because of scheduling conflicts, the deposition of Dr. Effrem has yet to take place.
5. The parties are in the process of rescheduling Dr. Effrem's deposition.
6. Once Dr. Effrem's deposition is taken, the Defendants will be in a better position to evaluate whether expert testimony is needed in this matter to defend against Plaintiffs' claims.
7. Consequently, it will be necessary to extend the deadlines to allow the Defendants to depose the Plaintiffs' expert witness, and to respond accordingly.
8. It is believed that the deposition of said expert witness should be completed during the month of January, 2008, and the parties are in the process of scheduling the same.
9. The parties request the Court to extend the deadline as follows: discovery deadline and deadline for Defendants to file expert reports-January 30, 2008; deadline for objections to expert witnesses and for dispositive motions-February 28, 2008.
10. Counsel for all parties have specifically agreed to and authorized the filing of this motion.
11. This motion is not made for the purposes of unwarranted delay and does not prejudice any of the parties in this cause.

WHEREFORE, Defendant Madison Center and Hospital, by counsel, and joined by Co-Defendant and Plaintiffs herein would respectfully request the Court to extend the deadline herein as follows: discovery deadline and deadline for Defendants to file expert reports-January 30, 2008; deadline for objections to expert witnesses and for dispositive motions-February 28, 2008; and for all relief just and proper in the premises.

/s/ Georgianne M. Walker
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CERTIFICATE OF SERVICE

The undersigned certifies that a true and accurate copy of the foregoing was filed electronically. Notice of this filing will be sent to the following parties by way of the Court's electronic filing system. Parties may access this filing through the Court's system.

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/s/ Georgianne M. Walker
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