

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.)

Cause 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.)

**AGREED MOTION TO EXTEND DEADLINE FOR FILING OBJECTIONS TO
EXPERT WITNESSES**

Come now the Defendants, the Penn-Harris-Madison School Corporation, David R. Tydgate, Dave Risner, Steven Hope, Vickie Marshall, and Marni Cronk (hereinafter "School Defendants"), by counsel, and joined by co-defendant, Madison Center, Inc., and file this motion requesting an extension of time in which to object to expert witnesses. In support of said motion, Defendants would show the Court as follows:

1. Defendants took the deposition of plaintiffs' expert, Dr. Karen Effrem, on Wednesday, February 20, 2008.

2. Dr. Effrem's deposition had previously been scheduled for January 23, 2008, but had to be canceled due to inclement weather.

3. As of the writing of this motion, since only eight days have passed since the deposition, counsel has not yet received a copy of the transcript of Dr. Effrem's deposition. As a

result, a decision whether or not to object to Dr. Effrem as an expert has not been able to be determined.

4. Counsel has contacted plaintiffs' attorney, Mr. Price, and he offers no objection to the request for extension of time which is being requested.

5. This extension of time will not prejudice any party as the School Defendants' Motion for Summary Judgment has been fully briefed, and no trial date has been set in this matter.

6. Defendants are requesting a two-week extension of time in which to file any objection to plaintiffs' expert. This short extension of time is being requested in good faith and not for the purposes of delay.

WHEREFORE, Defendants, by counsel, respectfully request that this Court grant an extension of time up to and including March 14, 2008 for School Defendants to file any objections to plaintiffs' expert witness, Dr. Karen Effrem, and for all other just and proper relief in the premises.

LOCKE REYNOLDS LLP

By: /s/Marsha Volk Bugalla
Marsha Volk Bugalla, #1974-98

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of February, 2007, 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.

John R. Price, Esq.
JOHN R. PRICE & ASSOCIATES
9000 Keystone Crossing, Suite 150
Indianapolis, Indiana 46240

Ms. Georgianne M. Walker
MAY OBERFELL LORBER
4100 Edison Lakes Parkway, Suite 100
Mishawaka, Indiana 46545

/s/Marsha Volk Bugalla

Marsha Volk Bugalla

LOCKE REYNOLDS LLP
201 North Illinois Street, Suite 1000
P.O. Box 44961
Indianapolis, IN 46244-0961
317-237-3800
Fax: 317-237-3900
mbugalla@locke.com
876450_1