

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
WESTERN DIVISION

Curtis Lamond Oats, Sr.,)	
)	No. 3:22-cv-50113
Plaintiff,)	
)	
-vs-)	Judge Johnston
)	
McHenry County, Illinois, and Jason)	Magistrate Judge Schneider
Enos,)	
)	
Defendants.)	

AGREED MOTION TO EXTEND FACT DISCOVERY CUT-OFF

NOW COMES the Defendants McHenry County, Illinois and McHenry County Animal Control Officer Jason Enos (“Enos”) by and through Patrick Kenneally, McHenry County State’s Attorney, and his duly authorized Assistant State’s Attorney, Andrew Hamilton and for their Agreed Motion to Extend Fact Discovery Cut-Off states as follows:

1. Fact discovery cut-off is scheduled for December 15, 2023.
2. Plaintiff was scheduled to be deposed on December 12, 2023. A notice of deposition was sent to and agreed upon by Plaintiff’s counsel on December 4, 2023.
3. Plaintiff and Counsel failed to appear for the deposition scheduled to occur on December 12, 2023 at 1:30 PM. Plaintiff’s counsel has apologized for his calendaring error and has assured Defense Counsel that both he and his client will appear at a rescheduled deposition.
4. Counsel for Defendants will be traveling for the upcoming holiday season.
5. Counsel for Defendants have nearly the entire month of January 2024 blocked off for trials and depositions in other matters.
6. The Parties do not anticipate the need for more depositions to occur in this matter.

7. The request for an extension of the fact discovery cut-off is not meant to cause delay and is only for the purpose of taking plaintiff's deposition.
8. Counsel for Plaintiff is in agreement with the filing of this Motion.

Wherefore, for the above-stated reasons, Defendants, McHenry County Illinois and Jason Enos, requests the Court enter the following relief:

- a. An Order extending the fact discovery cut-off to facilitate the scheduling of Plaintiff's deposition.
- b. Any and all other relief as this Court deems just and proper.

By: /s/ Andrew Hamilton
Assistant State's Attorney

Patrick D. Kenneally
McHenry County State's Attorney
Andrew Hamilton (ARDC No. 6325652)
Assistant State's Attorney
McHenry County Government Center
2200 North Seminary Avenue
Woodstock, IL 60098
815-334-4159 (phone)
815-334-0872 (fax)
aghamilton@mchenrycountyil.gov

CERTIFICATE OF SERVICE

I, Andrew Hamilton, hereby certify that I caused the Agreed Motion to Extend Discovery Cut-Off to be served upon:

Kenneth N. Flaxman
Joel A. Flaxman
200 S. Michigan Ave, Ste. 201
Chicago, IL 60604
knf@kenlaw.com
jaf@kenlaw.com
ecf@flaxman.law

by electronic filing via the ECF system on December 12, 2023.

By: /s/ Andrew Hamilton
Andrew Hamilton