

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

MADELINE MENDOZA,)	
)	
<i>Plaintiff,</i>)	
)	No. 23-cv-2441
-vs-)	
)	<i>(Judge Durkin)</i>
REYNALDO GUEVARA, <i>et al.</i> ,)	
)	
<i>Defendants.</i>)	
MARILYN MULERO,)	
)	
<i>Plaintiff,</i>)	
)	No. 23-cv-4795
-vs-)	
)	<i>(Judge Durkin)</i>
REYNALDO GUEVARA, <i>et al.</i> ,)	
)	
<i>Defendants.</i>)	

**DEFENDANTS' UNOPPOSED MOTION FOR LEAVE TO DEPOSE PLAINTIFF
MENDOZA OUTSIDE THE COURT'S SCHEDULING ORDER (DCKT. 83)**

NOW COMES Defendants, the CITY OF CHICAGO, REYNALDO GUEVARA, GERI LYNN YANOW, as special representative for ERNEST HALVORSEN, deceased, ANTHONY RICCIO, and STEPHEN GAWRYS (collectively "Defendants") by and through their respective counsel, and pursuant to Fed. R. Civ. P. 30(a)(2) move this court for an order granting Defendants leave to depose Plaintiff Madeline Mendoza on a date outside the Court's Scheduling Order (Dckt. 83). In support thereof, Defendants state as follows:

1. On November 9, 2024, the Court ordered the parties to complete certain depositions reflected in the parties November 8, 2024, status report. (Dckt. 83).

2. To date, the parties have completed Defendant Biebel's deposition. The depositions of Jacqueline Montanez and Plaintiff Marilyn Mulero are confirmed to proceed on December 19, 2024, and December 23, 2024.

3. Due to schedule conflicts surrounding the holiday, the parties seek leave to depose Plaintiff Madeline Mendoza on January 10, 2025, in lieu of the previously noticed date for December 27, 2024.

4. This deposition will occur on January 10, 2025, in person at the law offices of Borkan & Scahill, Ltd., with an option for the parties to appear remotely.

5. Accordingly, Defendants respectfully submit that leave should be granted to permit the deposition of Plaintiff Mendoza on January 10, 2025, and in addition request leave to record the deposition testimony of Plaintiff Mendoza by video and court transcription with all parties appearing in person and/or remotely.

6. This request will not delay the proceedings in this matter, or otherwise prejudice the parties.

7. Defense counsel has conferred with Plaintiffs' counsels regarding this Motion and can represent that the motion is unopposed.

WHEREFORE, the Defendants respectfully pray this Court amend the November 9, 2024, scheduling order (Dckt. 83) by granting the parties leave to permit the deposition of Plaintiff Mendoza on January 10, 2025, allow the recording of deposition testimony of Plaintiff Mendoza by video and court transcription, and whatever additional relief this Court deems just.

Dated: December 18, 2024,

/s/ Catherine Barber
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One of the Attorneys for Defendant
City of Chicago

Eileen E. Rosen

Respectfully Submitted,

/s/ Josh Engquist
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