

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

Jerome Fears,)	
)	
<i>Plaintiff,</i>)	
)	
-vs-)	No. 24-cv-5101
)	
Elias Agredano, #15210, and City of)	<i>(Judge Kennelly)</i>
Chicago,)	
)	
<i>Defendants.</i>)	

**PLAINTIFF'S RESPONSE TO DEFENDANTS'
MOTION TO EXTEND TIME (ECF No. 34)**

Plaintiff, by counsel, objects to defendants' motion to extend time for the following reasons:

1. On August 13, 2024, the Court set April 23, 2025 as the deadline to complete fact discovery. (ECF No. 17.)

2. Defendants, in their motion to extend time, reveal their lack of diligence during March and April of 2025 in seeking to schedule the deposition of plaintiff. Defendants did nothing in March of 2025, discussed an issue about the scope of the deposition on April 8, 2025, and then did nothing until April 22, 2025, the day before the discovery close date. Defendants cannot now claim to be surprised by plaintiff's insistence that all parties should abide by the Court's scheduling order.

3. Eight months of discovery is enough in this case. For one, police body cameras recorded all the key events in the case. In addition, the facts have been thoroughly investigated by the Chicago Office of Public Accountability in Log

2023-3036, which, after interviewing plaintiff and defendant Agredano, concluded that defendant Agredano acted improperly in deploying his taser against plaintiff.

4. The Court should therefore deny the motion to extend time.

Respectfully submitted,

/s/ Joel A. Flaxman
Joel A. Flaxman
ARDC No. 6292818
Kenneth N. Flaxman
200 S Michigan Ave, Ste 201
Chicago, IL 60604
(312) 427-3200
attorneys for plaintiff