

requests for production. Due to conflicting schedules, Plaintiffs' counsel and Defendant's counsel were unable to confer concerning the substance of Defendant's objections to the propounded discovery. On October 12, 1994, Plaintiffs filed a Motion to Compel Answers and for Sanctions. On October 26, 1994, Defendant filed its response to Plaintiffs' Motion to Compel Answers and for Sanctions. On October 27, 1994, Plaintiffs' counsel and Defendant's counsel were able to confer for over two and a half hours and were able to resolve many of the disputes concerning both sets of discovery. Counsel continue to work together to resolve the remaining disputes. Plaintiffs have since agreed to withdraw their Motion to Compel Answers and for Sanctions.

2. Having resolved most of the objections, Defendant has agreed to produce the documents responsive to the revised requests by the end of November, 1994. Plaintiffs have advised Defendant that these documents are necessary in order for Plaintiffs' experts to properly form an opinion and produce the required reports. Plaintiffs, under the Docket Control Order, entered May 25, 1994 are to designate their experts no later than November 18, 1994. Defendant likewise is to designate its experts no later than January 20, 1995.

3. The parties have conferred and agree that a one month extension for each party of the deadline for identifying experts would accommodate the needs of the parties without delaying either the completion of discovery or trial. As Plaintiffs' time to designate experts will expire prior to the time that Defendant has agreed to provide the required documents, the parties now jointly request that the court extend the deadlines to identify experts until Monday, December 19, 1994 for Plaintiffs and Monday, February 20, 1995 for Defendant.

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Respectfully submitted,

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