

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER - COMPLIANCE PART

Nesca,

Plaintiff(s),

-against-

COMPLIANCE CONFERENCE
REFEREE REPORT & ORDER

Eckes

Defendant(s).

Index No.: 61096/2017

DIANE CLERKIN, C.A.R.

In accordance with CPLR 3104 and the DCM Rules of this Court, and pursuant to the Compliance Conference held before me on February 7, 2019, I recommend that the Court confirm the following Report:

Appearances:

Plaintiff(s)

Defendant(s)

Defendant(s)

Third-Party

IT IS DIRECTED that disclosure shall proceed and be completed on or before the dates set forth as follows:

- () Discovery & Inspection demands shall be served on or before _____.
- () Discovery & Inspection responses to demands of _____ dated _____ shall be served on or before _____.
- () Authorizations shall be served on or before _____ with respect to the following _____.
- (✓) Depositions shall be completed on or before 3/6/19 with respect to the following plaintiff and defendant.
- (✓) Physical examinations shall be completed on or before 4/10/19 or 4/19/19.
- () Medical reports shall be served on or before _____.
- () _____ shall be served on or before _____.
- () All discovery shall be completed on or before _____.
- () * to be noticed by 3/1/19

DEPOSITIONS CANNOT BE ADJOURNED TO A LATER DATE. THE PARTIES ARE REMINDED THAT THEY LACK AUTHORITY TO ADJOURN COURT-ORDERED DEPOSITIONS WITHOUT A PRIOR COURT ORDER AND ADJOURNMENTS WILL ONLY BE GRANTED FOR GOOD CAUSE SHOWN. ANY SCHEDULING CONFLICTS BETWEEN COUNSEL MUST BE RESOLVED BY THE PARTIES SO AS TO COMPLY WITH THIS COURT ORDER. NON-COMPLIANCE MAY RESULT IN A WAIVER, THE ISSUANCE OF A BRIEFING SCHEDULE, AND/OR A TRUNCATED DISCOVERY SCHEDULE FOR ANY REMAINING DISCOVERY.

Any failure to comply strictly with the terms hereof shall be grounds for the striking of pleadings or other relief pursuant to CPLR 3126. Any parties failing to appear at the Compliance Conference shall be bound by the terms hereof and any disclosure demands not raised at the Compliance Conference are deemed waived. The parties are encouraged to participate in the Civil Mediation Program or seek an early settlement conference in the Compliance Part but are cautioned that settlement negotiations do not extend discovery deadlines. FINAL TO CERTIFY

The parties shall appear for a Compliance Conference on 4/22/19 at 9:30 a.m. in the Compliance Part, Room 800. The foregoing constitutes the Report of the Court Attorney-Referee:

Dated: White Plains, NY
February 7, 2019

Diane Clerkin, Court Attorney-Referee

SO ORDERED:

Hon. Joan B. Lefkowitz, JSC

Dated: White Plains, NY
February 8, 2019