

IN THE COURT OF COMMON PLEAS  
SUMMIT COUNTY, OHIO

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| MEMBER WILLIAMS, et al.,<br><br>Plaintiffs,<br><br>vs.<br><br>KISLING, NESTICO & REDICK, LLC, <i>et al.</i> ,<br><br>Defendants. | Case No. CV-2016-09-3928<br><br>Judge Patricia A. Cosgrove<br><br><b>Plaintiffs' Motion for Extension of Time in which to file a Motion to Compel Discovery under the Court's February 14, 2018 Order, and to respond to Defendants' Motion to Compel</b> |
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Plaintiffs hereby move for an extension of three business days, until Wednesday, February 28, in which to file the Motion to Compel Discovery, and the Opposition to Defendants' Motion to Compel, that are due on Friday February 23 pursuant to the Court's February 14, 2018 Order.

The reason for the requested extensions are as follows: Plaintiffs' counsel has worked diligently both to negotiate with Defendants' counsel to narrow the pending dispute, and to prepare a Motion to Compel that will comprehensively but concisely present the pertinent issues to the Court. Plaintiffs' counsel has continued to communicate with Defendants' counsel into this week, including as recently as last evening, about significant matters in dispute, and has, unfortunately, underestimated the time it would take to prepare the motion that is necessary. Additionally, the undersigned counsel has been in transit with his wife and three children (including a 10-month-old) today from Akron to Houston, Texas, for a long-planned trip for his cousin's (his mother's brother's daughter's) wedding, and has spent hours working on airplanes and in cars to make every effort to meet today's deadline. As counsel will be in Texas with his family until Tuesday, February 27, the requested extension will give him a full day to properly finalize the documents upon his return, and assemble, cite to, and file the many pertinent exhibits.

Given the above, Plaintiffs' counsel has not had a realistic opportunity to confer with Defendants' counsel about this motion and thus cannot indicate that it will go unopposed.

This motion is not being made for the purpose of delay, and will not unduly prejudice anyone. Thus, Plaintiffs respectfully request that the Court grant the extension of three business days.

Respectfully submitted,

/s/ Peter Pattakos

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### **CERTIFICATE OF SERVICE**

The foregoing document was served on all necessary parties by operation of the Court's e-filing system on February 23, 2018.

/s/ Peter Pattakos

*Attorney for Plaintiffs*