UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No.: 20-CV-21630-RNS

HEREDEROS DE ROBERTO GOMEZ
CABRERA, LLC,

Plaintiff,

v.

TECK RESOURCES, LIMITED,

Defendant.
_____/

PLAINTIFF'S SECOND UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE MOTION TO COMPEL RESPONSES TO PLAINTIFF'S FIRST SET OF REQUESTS FOR PRODUCTION

Plaintiff, HEREDEROS DE ROBERTO GOMEZ CABRERA, LLC (hereinafter "Plaintiff"), by and through undersigned counsel and pursuant to Local Rule 26.1(g)(1), hereby files this unopposed motion for an additional seven (7) day extension of time within which to file a motion to compel responses to Plaintiff's First Set of Requests for Production (the "Requests for Production"), and in support thereof, states as follows:

1. On March 16, 2021, Teck served its Responses and Objections to the Requests for Production.

2. Pursuant to Local Rule 26.1(g)(1)(a), "All disputes related to discovery shall be presented to the Court by motion … within (30) days from the: (a) original due date (or later date if extended by the Court or the parties)." As such, Plaintiff must have filed a motion to compel responses to the Requests for Production on or before April 16, 2021.

3. On April 16, 2021, Plaintiff filed its Unopposed Motion for Extension of Time to File Motion to Compel Responses to the Requests for Production [Dkt. 36].

4. Within Plaintiff's April 16 motion, Plaintiff stated that counsel for both Plaintiff and Defendant had scheduled a meet and confer conference for April 20, 2021 to discuss the discovery issues contemplated in Defendant's Responses and Objections to Plaintiff's Requests for Production.

5. On April 20, 2021, counsel for Plaintiff and Defendant had a productive and substantive meeting discussing these issues, however, each party agreed that additional time was required to fully analyze various discovery issues pertaining to this case.

6. As such, Plaintiff hereby requests an additional seven (7) day enlargement of time, up to and including April 30, 2021, within which to file its motion to compel responses to the Requests for Production, if necessary.

7. Counsel for Defendant, Jennifer Altman, Esq., has advised that Defendant does not oppose the relief requested in this motion.

8. This motion for enlargement of time is not being submitted for the purpose of unnecessary delay. Granting this instant motion will not cause prejudice to any party.

9. As previously noted, the parties conferred regarding this motion, and the relief sought is agreed to by the parties.

WHEREFORE, Plaintiff, HEREDEROS DE ROBERTO GOMEZ CABRERA, LLC respectfully requests an enlargement of time of seven (7) days, up to and including April 30, 2021, to file a motion to compel responses to its First Requests for Production. Pursuant to Local Rule 7.1(A)(2), a proposed Order granting the instant motion is attached.

Local Rule 7.1 Good Faith Certificate of Conferral

Plaintiff represents that it conferred in good faith with opposing counsel and represents that counsel for Defendant has agreed to the relief sought in this motion.

Dated: April 22, 2021

Respectfully submitted,

HIRZEL DREYFUSS & DEMPSEY, PLLC.
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By: *__/s/ Alec P. Hayes__*
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 22, 2021, the foregoing was electronically filed and served via the CM/ECF e-filing portal, which will serve copies via electronic mail to all counsel of record.

/s/ Alec P. Hayes
ALEC P. HAYES

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[PROPOSED] ORDER

THIS CAUSE came before the Court on Plaintiff's Second Unopposed Motion for Extension of Time to File a motion to compel responses to Plaintiff's First Set of Requests for Production. The Court, having considered the Motion, being aware of the agreement between the parties, and being otherwise fully advised in the premises, it is hereby

ORDERED AND ADJUDGED that Plaintiff's Unopposed Motion for Extension of Time to File Motion to Compel Responses to Plaintiff's First Set of Requests for Production is GRANTED. Plaintiff shall have until April 30, 2021 to seek judicial intervention compelling responses to Plaintiff's First Set of Requests for Production, if necessary.

DONE AND ORDERED in Chambers in Miami, Florida this ____ day of April, 2021.

_____
HON. EDWIN G. TORRES
UNITED STATES MAGISTRATE JUDGE

All counsel of record