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CUYAHOGA COUNTY CLERK OF COURTS
1200 Ontario Street
Cleveland, Ohio 44113

Court of Common Pleas

MOTION FOR...
June 15, 2017 09:41

By: CHRISTOPHER M. DEVITO 0047118

Confirmation Nbr. 1094836

EDWARD GRAHAM, ET AL

CV 15 846212

vs.

Judge: JOHN P. O'DONNELL

CITY OF LAKEWOOD, ET AL

Pages Filed: 3

IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO

EDWARD M. GRAHAM, et al.	)	CASE NO. CV-15-846212
	)	
Plaintiffs	)	JUDGE JOHN P. O'DONNELL
v.	)	
	)	
CITY OF LAKEWOOD, et al.	)	<u>MOTION FOR PRETRIAL</u>
	)	<u>STATUS CONFERENCE</u>
Defendants	)	

Now come all the Plaintiffs-Relators, by and through their attorneys, and respectfully move this Honorable Court to schedule a Pretrial and Status Conference. This request is made as it has been over five (5) months since the last Pre-Trial and the parties remain in limbo as to the discovery and litigation of this case.

On January 5, 2017, the Court requested that the Plaintiffs not proceed with scheduled depositions or engage in any other discovery until a ruling was made upon the several pending discovery and dispositive motions. The Court indicated that it anticipated rulings within the next thirty (30) days. The effect of such a delay has been to place a disadvantage on the Plaintiffs in securing critical evidence and witness testimony. As time marches on witnesses become unavailable, or are no longer employed by the Defendants, and additional legal measures are required in order to secure their attendance at a deposition. The witnesses' memory fades and written records become more difficult to locate. Any extended delay increases the amount of work hours for both parties just to restart the discovery and evidence gathering process.

Counsel for the Plaintiffs would like the Court to schedule a Status Conference with the Attorneys for all of the parties so that this matter may proceed through the Judicial process.

Respectfully submitted,

/s/ A. Steven Dever

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CERTIFICATE OF SERVICE

A true and accurate copy of the foregoing **MOTION FOR PRETRIAL STATUS CONFERENCE** was electronically filed with the Cuyahoga County Court of Common Pleas on June 15, 2017. Notice of filing will be sent to counsel for all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system and public docket.

/s/ A. Steven Dever

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A. Steven Dever Co., L.P.A.