

To All Parties:

The extension of the discovery deadline until June 17, 2005, is acceptable since the parties have stated that it will not interfere with the procedural schedule. I will send out a notice to that effect.

As far as the deposition is concerned, since the parties have agreed to it, I will not interfere with this form of discovery at this time, as long as it does not effect the procedural schedule. I remind the parties that the prehearing conference order excluded depositions as one of the discovery tools, in part because of the difficulty in scheduling depositions within the time-frames allotted for discovery. The notice will recognize that the parties have agreed to a deposition the week of June 27.

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