

**UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT**

ELIYAHU MIRLIS,

Plaintiff,

Case No.3:19-cv-00700

v.

EDGEWOOD ELM HOUSING, INC.,  
F.O.H., INC., EDGEWOOD VILLAGE,  
INC., EDGEWOOD CORNERS, INC.,  
AND YEDIDEI HAGAN, INC.

October 24, 2023

Defendants.

**EMERGENCY CONSENSUAL MOTION TO EXTEND DISCOVERY DEADLINE DUE  
TO MEDIATION**

Plaintiff, Eliyahu Mirlis (“Plaintiff”) and Defendants Edgewood Elm Housing, Inc., F.O.H., Inc., Edgewood Village, Inc., Edgewood Corners, Inc., and Yedidei Hagan, Inc. (collectively, “Defendants”) respectfully move to extend the discovery deadline in connection with the Defendants’ pending motion for summary judgment from December 22, 2023 to February 29, 2024.

1. As grounds for this request, the parties collectively represent that they have each been diligently pursuing the completion of discovery before the present deadline of December 22, 2023.
2. Substantial documentation has been produced by the parties and is being reviewed by the Plaintiff and his experts. A number of depositions have been scheduled and are being prepared for. Additional depositions are in the process of being finalized.
3. In addition and while unrelated to this case, other litigation continues involving the Plaintiff and parties related to the Defendants.

4. During the course of ongoing discussions, further mediation was suggested by one of the parties to resolve this matter and pending other litigation involving the Plaintiff and parties related to the Defendants. After extensive discussion and negotiation, both parties agreed on October 23, 2023 to mediation to be conducted as soon as the mediator is available.
5. To avoid further delay, the parties reached out to the third-party mediator on October 23, 2023 who previously had assisted the parties at several prior mediations given his familiarity with the extensive and complicated facts and the multiple parties.
6. The mediator has limited availability over the next few months but has expressed his desire and interest to assist the parties and has indicated he will work to make himself available.
7. In view of the mediation efforts, the parties respectfully request that they be allowed to continue to focus their efforts, and those of their experts, on this mediation.
8. If the matter is not resolved in mediation and if the Court permits the requested extension, the parties would then to attend to moving forward with completion of discovery in connection with the pending motion for summary judgment.
9. Accordingly, for these reasons, the parties respectfully and jointly request that the Court extend the deadline for discovery in connection with the pending motion for summary judgment through and including February 29, 2024.
10. As depositions are otherwise scheduled to commence as early as next week, the parties respectfully request that the Court consider their motion at the Court's earliest convenience.

THE PLAINTIFF  
ELIYAHU MIRLIS

By: /s/ Matthew K. Beatman  
Matthew K. Beatman (ct08923)  
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His attorneys

Date: October 24, 2023

THE DEFENDANTS  
EDGEWOOD ELM HOUSING, INC.,  
F.O.H., INC., EDGEWOOD VILLAGE,  
INC., EDGEWOOD CORNERS, INC.,  
AND YEDIDEI HAGAN, INC.

By: /s/ Richard P. Colbert with consent  
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Their Attorneys

Date: October 24, 2023

**CERTIFICATION OF SERVICE**

The undersigned hereby certifies that on October 24, 2023, a copy of the foregoing Emergency Consensual Motion To Extend Discovery Deadline Due To Mediation was served upon all appearing parties with access to the CM/ECF System by operation of the Court's electronic notification system.

*/s/ Matthew K. Beatman*

Matthew K. Beatman

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