

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re: Scheduling of Civil Matters in
Cases Pending Before The Hon. Colleen
McMahon In View of the Coronavirus
COVID-10 Pandemic

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MODIFICATION TO EXISTING CIVIL SCHEDULING
ORDERS AND RELATED MATTERS

McMahon, C.J.:

In light of the current pandemic, all attendant proclamations and restrictions, the cutbacks in staffing at the United States District Court for the Southern District of New York, and the need to provide certainty to counsel who are themselves working under stringent circumstances, who are not always able to communicate effectively with their clients or opposing counsel, and who are generally unable to procure depositions or review and produce documents in accordance with the scheduling orders in place in their cases:

IT IS HEREBY ORDERED that all civil conferences scheduled before Chief Judge McMahon on or prior to June 15, 2020, are adjourned, *sine die*. New conference dates may be requested by counsel or will be sent by the court. Notwithstanding this adjournment, counsel are encouraged to confer with their opponents and to agree on reasonable case management schedules, allowing for current conditions. The court is available to hold civil conferences by telephone or Skype for Business at any time if counsel agree; requests for conferences should be addressed to the Deputy Clerk at Mariela_DeJesus@nysd.uscourts.gov.

IT IS FURTHER ORDERED that the May 15, 2020, blanket extension for filing papers in civil cases will be allowed to expire; thereafter, counsel shall apply to the court for extension of time as and when necessary. The court expects counsel to keep civil cases moving insofar as possible; and

IT IS FURTHER ORDERED that all deadlines in any Civil Case Management Order that were previously agreed to by the parties and SO ORDERED by Chief Judge McMahon, previously extended for 45 days, are extended for a further 30 days, for a total of 75 days, after which the revised schedules must be followed; and

IT IS FURTHER ORDERED that counsel who, for good cause shown, need the court to retain current dates or to set shorter dates must apply in writing to Chief Judge McMahon for a waiver of this scheduling order, setting out with specificity the reasons for the request. Counsel should fax a copy of such requests to chambers as 212-805-6426 in addition to filing same on ECF. If such requests are not joined by all counsel, opposition papers shall be filed on ECF and faxed to chambers at the above number within 48 hours after the request is filed on ECF.

Nothing in this order shall extend the time to take an appeal from any Order or Report and Recommendation of any Magistrate Judge in any case assigned to Chief Judge McMahon, or to extend the time to take an appeal to the United States Court of Appeals for the Second Circuit or for the Federal Circuit from any Final Order or Judgment entered in any case assigned to Chief Judge McMahon

It being impossible to docket this order individually in every case assigned to Chief Judge McMahon, due to staffing issues in the office of the Clerk of Court

IT IS HEREBY ORDERED that this Modification to Existing Scheduling Orders and Related Matters shall be deemed to have been entered in every open case pending before Chief Judge McMahon upon its being posted to the Chief Judge's Web page on the web site of the United States District Court for the Southern District of New York.

Dated: May 8, 2020

A handwritten signature in dark ink, appearing to read "J. McMahon", is written above a horizontal line.

Chief Judge