

UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

VINCENT SANDONATO :
 :
 v. : C.A. No. 07-451S
 :
 DAYS INN WORLDWIDE, INC., et al. :

MEMORANDUM AND ORDER

Pending before the Court for determination is Plaintiff’s Motion For Extension of Discovery Closure Date and All Other Deadlines. (Document No. 52). 28 U.S.C. § 636(b)(1)(A); LR Cv 72(a). Defendants filed an Objection. (Document No. 56).

Discovery closed in this case on February 12, 2010. See Text Order dated 12/21/2009. On February 24, 2010, Plaintiff produced his expert report to Defendants and filed the present Motion to extend deadlines. Plaintiff submits that “the ends of justice will not be served if plaintiff is precluded from having its expert testify at trial of this matter.” (Document No. 52 at 2). On February 26, 2010, Defendants filed a timely Motion for Summary Judgment. (Document No. 53).

Plaintiff fails to provide an adequate justification for his untimely request to extend all pretrial deadlines, thus the Motion (Document No. 52) is DENIED. However, Plaintiff is granted a *nunc pro tunc* extension of time to February 24, 2010 to designate his expert and produce an expert report. Defendants are also granted leave to depose Plaintiff’s expert by

March 31, 2010. If Defendants wish to designate a rebuttal expert or supplement their prior expert report to rebut Plaintiff's expert, they shall file a motion for leave to do so.

/s/ Lincoln D. Almond
LINCOLN D. ALMOND
United States Magistrate Judge
March 5, 2010