

**IN THE COURT OF COMMON PLEAS  
PROBATE DIVISION  
CUYAHOGA COUNTY, OHIO**

**ARTHUR P. DUECK, et al.,**

Plaintiffs,

vs.

**THE CLIFTON CLUB COMPANY, et al.,**

Defendants.

CASE NO. 2012 ADV 179424

JUDGE ANTHONY J. RUSSO

**DEFENDANTS' MOTION FOR LEAVE  
TO CONDUCT EXPEDITED  
DISCOVERY AND TO EXTEND TIME  
TO RESPOND TO PLAINTIFFS'  
MOTIONS FOR ATTORNEYS' FEES**

Defendants, Clifton Park Trustees (“Defendants”), respectfully move for leave to conduct expedited discovery and to extend the time to respond to Plaintiffs’ Motions for attorneys’ fees, both filed May 1, 2018. Specifically, Defendants request: (1) an order directing Plaintiffs to respond to a set of limited discovery requests within seven (7) days after service by Defendants, and (2) an order granting Defendants leave to respond to Plaintiffs’ Motions for attorneys’ fees until fourteen (14) days after Defendants receive Plaintiffs’ discovery responses.

This Motion is not interposed for the purpose of delay and will not unfairly prejudice either party. Rather its purpose is to allow Defendants time to conduct limited discovery and appropriately examine and respond to Plaintiffs’ Motions for attorneys’ fees. Additionally, the instant Motion allows Defendants’ new counsel, Attorneys Karen S. McQueen and Terry J. Evans, who each filed their respective Notice of Appearances on April 24, 2018, time to become familiar with the complex history of this case.

Based on the foregoing and for good cause shown, Defendants respectfully request that this Court grant this Motion. A proposed Judgment Entry is submitted herewith.

/s/ Terry J. Evans

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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing *Defendants' Motion for Leave to Conduct Expedited Discovery and to Extend Time to Respond to Plaintiffs' Motions for Attorneys' Fees* was filed this 1st day of May, 2018, and served by regular U.S. Mail, upon:

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/s/ Terry J. Evans

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**JUDGMENT ENTRY**

This matter was brought before the Honorable Judge Anthony J. Russo on **Defendants' Motion for Leave to Conduct Expedited Discovery and to Extend Time to Respond to Plaintiffs' Motions for Attorneys' Fees**, filed May 1, 2018.

The Court finds, upon review of the file in its entirety, that the Motion is well-taken and should be granted.

Therefore, it is **ORDERED, ADJUDGED AND DECREED** that **Defendants' Motions for Leave to Conduct Expedited Discovery and to Extend Time to Respond to Plaintiffs' Motions for Attorneys' Fees** is **GRANTED**.

It is further **ORDERED** that (1) Plaintiffs shall respond to a set of limited discovery requests within seven (7) days after service by Defendants, and (2) Defendants shall respond to Plaintiffs' Motions for attorneys' fees within fourteen (14) days after Defendants receive Plaintiffs' discovery responses.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** that the Clerk of Court serve upon all parties notice of this Judgment Entry pursuant to Civil Rule 58(B).

**IT IS SO ORDERED.**

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**JUDGE ANTHONY J. RUSSO**