

CAUSE NO. 2018-06480

FREE AND SOVERIGH STATE OF	§	IN THE DISTRICT COURT OF
VERACRUZ DE IGNACIO DE LA LLAVE	§	
V.	§	333rd JUDICIAL DISTRICT
	§	
83 WEST JAGGED RIDGE, LLC., ET AL	§	HARRIS COUNTY, TEXAS

**PLAINTIFF'S MOTION FOR LEAVE TO DESIGNATE EXPERTS**

Plaintiff files this Motion for Leave to designate his experts outside the deadline, and, in support, would respectfully show this Court the following:

**BACKGROUND**

Pursuant to the DCO, Plaintiff's expert designation deadline is February 18, 2019. The parties have recently schedule a large amount of fact witness depositions. In order to avoid a re-designation, or an amendment of the designation, Plaintiff requests an extension to designate experts outside the current deadline.

**ARGUMENT AND AUTHORITIES**

TRCP 5 permits the Court, for cause shown, to allow for the enlargement of any specified time period, or permit an act to be done outside the specified time period. Plaintiff's designation deadline is February 18, 2019. Plaintiff is requesting that he be allowed to designate his experts outside of the proscribed time period. The parties are several months from trial, the parties are about to depose a large amount of fact witness depositions, and there is plenty of time for Defendants to depose Plaintiff's experts upon a new designation deadline. A trial court's decision to deny a motion to modify a discovery control plan is on an abuse of discretion standard. Defendants have suffered no prejudice or surprise, and still have ample time to conduct discovery on these experts.

**CONCLUSION & PRAYER**

For these reasons, Plaintiff respectfully requests that this Court grant Plaintiff's motion for leave, and for such other relief to which it is entitled.

Respectfully submitted,

**THE BUZBEE LAW FIRM**

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**ATTORNEYS FOR PLAINTIFFS**

Unofficial Copy Office of Matthew B. ... District Clerk

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument has been duly served upon all known counsel of record and/or pro se parties in accordance with the Texas Rules of Civil Procedure on, February 19, 2019.

**Via E-filing**

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