

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

DISH NETWORK L.L.C.,

Plaintiff.

v.

DATA CAMP LIMITED d/b/a
CDN77 and DATAPACKET,

Defendant.

Case No. 22-cv-00993

Judge John F. Kness

Magistrate Sheila M. Finnegan

**JOINT MOTION FOR EXTENSION OF TIME
TO COMPLETE FACT DISCOVERY**

Plaintiff DISH Network L.L.C. (“DISH”) and Defendants Datacamp Limited d/b/a CDN77 and Datapacket (“DataCamp” and together with DISH, the “Parties”) are scheduled for a settlement conference before the Honorable Sheila M. Finnegan on May 23, 2023, and respectfully request that the Court enter an order extending the May 24, 2023, deadline to complete fact discovery in this matter to July 24, 2023.

In support thereof, the Parties state:

1. DISH filed the Complaint in this action on February 25, 2022.
2. DISH served DataCamp on March 15, 2022.
3. The Court granted DataCamp’s Agreed Motions for Extension of Time to Answer or Otherwise Plead on March 23, 2022, May 4, 2022, June 1, 2022, and June 30, 2022, extending DataCamp’s deadline to August 5, 2022. (Doc. 11, 14, 16, 18.)

4. DataCamp filed a Motion to Dismiss for failure to state a claim on August 5, 2022, DISH filed a response on September 2, 2022, and DataCamp filed a reply on September 16, 2022. (Doc. 20, 36, 37.)

5. The Parties filed a Joint Initial Status Report Under Rule 26(f) on August 9, 2022, wherein DISH proposed a fact discovery deadline of September 29, 2023 and DataCamp proposed a fact discovery deadline of May 24, 2023. (Doc. 26 at 7.)

6. The case was referred to the Honorable Sheila M. Finnegan on August 17, 2022, for the purposes of holding proceedings related to discovery supervision and settlement conference. (Doc. 31, 32.)

7. A Rule 26(f) conference was held before the Honorable Sheila M. Finnegan on August 24, 2022, resulting in an order that the Parties are to complete fact discovery by May 24, 2023. (Doc. 35.)

8. The Parties reported the discovery progress and settlement discussions in joint status reports or status hearings on December 12, 2022, January 4, 2023, March 21, 2023, and April 7, 2023. (Doc. 43, 50, 54, 57.) The Parties have not yet scheduled or taken depositions.

9. On March 31, 2023, the Court dismissed DataCamp's Motion to Dismiss, without prejudice to later refile if the parties are unable to settle the case. (Doc. 56.)

10. A settlement conference is set before the Honorable Sheila M. Finnegan for May 23, 2023, pursuant to the request of the Parties.

11. The agreed extension of the fact discovery deadline allows the Parties further time to try to resolve the matter by way of settlement before incurring costs and fees associated with depositions.

12. This is the Parties first request for an extension of the fact discovery deadline. This request is not being made for purposes of delay or any other improper reason.

For good cause, the Parties respectfully request that this Honorable Court enter an Order extending the deadline to complete fact discovery to July 24, 2023.

Dated: May 2, 2023

By: /s/ M. Kelly Tillery

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