

1409; and due and proper notice of the Motion having been given; and after considering the agreement of the Parties, the Court finds that good and sufficient cause exists to enter this Scheduling Order. Therefore, it is hereby **ORDERED**:

1. An evidentiary hearing on the Motion is set for **November 15, 2021 at 9:30 a.m. (Central Time)**. Unless the Court determines otherwise, the hearing will be conducted remotely by Webex video conferencing. The Webex hearing link is <https://us-courts.webex.com/meet/jerniga> and is also posted on the Court's web page and may be accessed at the following web address:

<https://www.txnb.uscourts.gov/judges-info/hearing-dates/judge-jernigans-hearing-dates>.

2. Requests for discovery shall be served on or before **June 1, 2021**, unless otherwise agreed in writing by the Parties.

3. Responses and/or objections to discovery requests shall be served on or before **July 6, 2021**, unless otherwise agreed in writing by the Parties.

4. All responsive, non-privileged documents shall be produced on or before **July 12, 2021**, unless otherwise agreed in writing by the Parties.

5. Depositions of fact witnesses shall be scheduled and concluded on or before **August 13, 2021**, unless otherwise agreed in writing by the Parties. The Parties agree that each shall take no more than two depositions unless the Court orders otherwise upon a showing of good cause.

6. Parties shall disclose their intent to utilize an expert on or before **August 27, 2021**, unless otherwise agreed in writing by the Parties. Such disclosure shall comply with the requirements under Federal Rule of Civil Procedure 26(a)(2)(C), and no formal written report shall be required.

AGREED FIRST AMENDED SCHEDULING ORDER ON DEBTOR'S MOTION TO DISQUALIFY WICK PHILLIPS GOULD & MARTIN, LLP

7. Depositions of expert witnesses shall be scheduled and concluded on or before **September 17, 2021**, unless otherwise agreed in writing by the Parties.

8. The Debtor's supplemental Motion ("Debtor's Supplemental Motion") shall be filed on or before **October 1, 2021**, unless otherwise agreed in writing by the Parties.

9. NREP's response to the Debtor's Supplemental Motion ("Response") shall be filed on or before **October 15, 2021**, unless otherwise agreed in writing by the Parties.

10. The Debtor's reply ("Reply") shall be filed on or before **October 22, 2021**, unless otherwise agreed in writing by the Parties.

11. Witness and exhibit lists and all referenced exhibits will be filed on the docket and served on or before **November 8, 2021**, unless otherwise agreed in writing by the Parties. The Parties agree to limit the number of witnesses each will call on their case-in-chief to two fact witnesses and one expert witness unless the Court orders otherwise upon a showing of good cause.

12. All deadlines set forth above are effective as of **5:00 p.m. (Central Time)** on each applicable date.

13. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

END OF ORDER

Submitted by:

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/s/ Zachery Z. Annable _____

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**AGREED FIRST AMENDED SCHEDULING ORDER ON DEBTOR'S MOTION TO
DISQUALIFY WICK PHILLIPS GOULD & MARTIN, LLP**

Agreed as to form and substance:

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