

BEFORE THE ALABAMA COURT OF THE JUDICIARY

IN THE MATTER OF:

STATE OF ALABAMA JUDICIAL INQUIRY COMMISSION

v.

THE HONORABLE TRACIE A. TODD
CIRCUIT JUDGE, BIRMINGHAM DIVISION,
CRIMINAL DIVISION, JEFFERSON COUNTY, ALABAMA

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FILED

JUL - 8 2022

ALABAMA COURT OF THE JUDICIARY
Nathan P. Wilson
Secretary

Case # 61

**JOINT MOTION TO EXTEND TIME TO PROVIDE WITNESS NAMES AND
TO CONCLUDE DEPOSITIONS**

Comes now, Respondent, Judge Tracie A. Todd, by and through counsel, and the Petitioner, Judicial Inquiry Commission, hereby respectfully request this Honorable Court to enter an order granting an extension of time for the close of discovery by one day to August 2, 2022 and granting an extension of time for the provision of witness names by one business day to July 11, 2022. In support thereof, the undersigned states as follows:

1. On June 23, 2022, this Court issued a pretrial scheduling order. The Court ordered the parties to exchange the names of potential trial witness on or before July 8, 2022. The Court also ordered that the parties complete all depositions by August 1, 2022.
2. The parties have conferred as to setting of depositions. Due to conflicts of attorneys on both sides, the parties cannot find mutually agreeable deposition dates by the August 1, 2022 deadline. For example, counsel for Judge Todd is in a criminal jury trial on dates available to counsel to JIC; counsel for JIC is attending an out-of-state conference on dates available to counsel for Judge

- Todd. The parties anticipate scheduling depositions for August 1 and 2, 2022, and respectfully request that the Court extends the time for the taking of depositions by one day to August 2, 2022.
3. Mr. Ungvarsky has been out of the office, largely not working, sick this week. Judge Todd requests until Monday July 11, 2022 to provide potential witness names to JIC. JIC anticipates providing potential witness names to Judge Todd today; however, JIC consents to a one-business day extension of time for Judge Todd to provide names.
 4. No prejudice shall occur as a result of the short extensions.
 5. Counsel has provided a draft of this Motion to counsel for JIC and has permission to file this as a Joint Motion.

WHEREFORE, the parties jointly respectfully requests that the Court enter an Order granting the relief requested above along with such additional and further relief the Court deems just and proper.

Respectfully submitted,

/s/ Richard A. Rice (RICO86)

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CERTIFICATE OF SERVICE

I hereby certify that I have on this 8th July, 2022 electronically filed the foregoing with the Court of the Judiciary, and that I have further served a copy by sending the same via email, and properly addressed as follows:

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