UNITED STATES BANKRUPTCY COURT DISTRICT OF CONNECTICUT BRIDGEPORT DIVISION

In re: : Chapter 11

HO WAN KWOK, *et al.*, : Case No. 22-50073 (JAM)

Debtors. : (Jointly Administered)

LUC A. DESPINS, CHAPTER 11 TRUSTEE FOR : THE ESTATE OF HO WAN KWOK, : RE: ECF No. 79

Plaintiff. :

: Adv. P. No. 23-05013 (JAM)

HCHK TECHNOLOGIES, INC., HCHK
PROPERTY MANAGEMENT, INC.,
LEXINGTON PROPERTY AND STAFFING,
INC., HOLY CITY HONG KONG VENTURES,
LTD., ANTHONY DIBATTISTA, YVETTE
WANG, and BRIAN W. HOFMEISTER,
ASSIGNEE FOR THE BENEFIT OF THE

v.

CREDITORS,

Defendants.

SCHEDULING ORDER

Pursuant to this Court's Order dated July 28, 2023 (ECF No. 71) and the status conference held August 8, 2023, the Trustee and the Proposed Intervenors have agreed to the following schedule for discovery related to the Motion to Intervene, and it is hereby ORDERED THAT:

1. The Trustee's Discovery Requests and the Proposed Intervenors' Responses. On July 21, 2023, the Trustee served on the Proposed Intervenors a number of discovery requests including requests to produce documents, interrogatories, requests for admission and notices of depositions (the "Discovery Requests"). On July 26, 2023, the Proposed Intervenors served the

Trustee with their omnibus objection to the Discovery Requests (the "Omnibus Objections"). On July 27, 2023 the Trustee filed a Motion to Authorize and Compel Discovery on Proposed Intervenors and Authorizing Discovery on Additional Parties (ECF No. 67) (the "Trustee's Motion to Compel") as well as a Motion to Expedite Hearing on the Trustee's Motion to Compel (ECF No. 68) (the "Trustee's Motion to Expedite"). On July 28, 2023, the Court denied the Trustee's Motion to Expedite, extended the Trustee's deadline to respond to the Proposed Intervenors' Motion to Intervene and required the Trustee and the Proposed Intervenors to submit by August 4, 2023 an agreed-upon Scheduling Order regarding Discovery concerning the Proposed Intervenors' Motion to Intervene. (ECF No. 71). The Court has not ruled on the Motion to Compel.

- 2. Responses and Objections to Requests for Production and Deposition Notices.

 No later than August 8, 2023, the Proposed Intervenors shall serve specific responses and objections to the Trustee's requests for production of documents and deposition notices, including specific responses and objections to each document request and proposed deposition topic (together with the Omnibus Objections, the "Objections").
- 3. **Meet and Confer.** The Trustee and the Proposed Intervenors shall meet and confer no later than August 10, 2023 to attempt to resolve the Objections.
- 4. **Discovery Motion.** In the event the Objections or any part thereof remain unresolved, either party may move for relief from the Court on or before August 15, 2023. The parties agree that any response to such motion shall be filed within 3 days, and any reply within 2 days of such response. The parties agree to request a hearing on the motion at the Court's earliest availability.

- 5. **Production by the Proposed Intervenors.** The Proposed Intervenors shall produce all non-privileged responsive documents as to which there is no remaining objection by no later than August 23, 2023.
- 6. **The Proposed Intervenors' Discovery Requests**. The Proposed Intervenors reserve their right to seek discovery relating to the Motion to Intervene in the event the Court issues an order permitting them to seek such discovery. If such discovery is served, the parties shall meet and confer promptly after service concerning a schedule for responses and objections to such discovery and, as necessary, obtaining relief from the Court.
- 7. **Fact Discovery.** All discovery concerning the Motion to Intervene shall be completed by September 8, 2023.
- 8. **Extension of Deadlines.** Any deadline set forth in this Order maybe extended by agreement of the parties other than the completion of discovery deadline of September 8, 2023, which deadline may only be extended by the Court and only upon written motion for good cause shown or by agreement of the parties.
- 9. **Additional Non-Party Discovery**. This Scheduling Order is without prejudice to the rights of the parties to seek discovery from other non-parties via Federal Rule of Civil Procedure 45 or otherwise.

Dated at Bridgeport, Connecticut this 9th day of August, 2023.

Julie A. Manning United States Bankruptcy Judge District of Counceticut