

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

ELIYAHU MIRLIS, : CASE NO. 3:16-CV-00678 (MPS)
Plaintiff, :
v. :
: :
: :
RABBI DANIEL GREER and YESHIVA OF :
NEW HAVEN, INC., :
Defendants. : DECEMBER 5, 2017

MOTION TO RECONSIDER SCHEDULING OF NON-PARTY ARGUMENT

Defendants respectfully move the Court to reconsider its order (Doc. No. 235) directing that issues raised in a letter from Lawrence Dressler are to be addressed at the motion hearing in this matter previously scheduled for December 8, 2017. Defendants are prepared to proceed however the Court prefers, but wish to raise certain matters for the Court's consideration.

First, focusing on the purely legal aspects of Mr. Dressler's request, in defendants' view they might be better addressed after the Court has considered and ruled on the matters previously scheduled for argument on December 8th. One of the issues before the Court is defendants' request for a protective order in connection with post-judgment financial discovery. It is likely that the parties' position regarding Mr. Dressler's request for access to financial information/discovery would depend in large part on the Court's decision on the protective order issues.

Second, Mr. Dressler is a non-party, with no standing before the Court. The letter referred to in Docket Entry 235 is not limited to a simple records request; it is riddled with baseless personal attacks and accusations against defendants Greer and Yeshiva (consistent with Mr. Dressler's admitted behavior for well over a year). If Mr. Dressler chooses to renew those attacks at the public hearing, defendants will be compelled to respond point-by-point. We

respectfully submit that such back-and-forth (again, with a non-party) has significant potential to unnecessarily consume important Court time and resources, at the expense of the many important matters already at hand.

For these reasons, defendants respectfully request that the Court reconsider its prior order, and postpone any argument among the parties and their counsel regarding the substance of Mr. Dressler's requests to a later date, if necessary, after the financial protective order issues have been decided. We also urge the Court to reconsider the decision to hear limited argument from Mr. Dressler and counsel for Mr. Hack, and to limit argument at the December 8th hearing to the numerous open matters previously scheduled by the Court. We of course would have no objection to a discussion among the parties' counsel as to an appropriate response to the Dressler letter, and the timetable for such a response.

As noted at the outset, we raise these matters by way of suggestion, and the defendants will be prepared to proceed however the Court prefers.

THE DEFENDANTS,

By: /s/ David T. Grudberg

David T. Grudberg (ct01186)
Amanda C. Nugent (ct27584)
CARMODY TORRANCE SANDAK &
HENNESSEY LLP
195 Church Street, P.O. Box 1950
New Haven, CT 06509-1950
Telephone: (203) 777-5501
Facsimile: (203) 784-3199
E-mail: dgrudberg@carmodylaw.com
E-mail: anugent@carmodylaw.com

William J. Ward (ct10009)
336 Torrington Rd.
PO Box 430
Litchfield, CT 06759
Telephone: (860) 567-2210
Facsimile: (860) 567-2218
E-mail: billwardlaw@sbcglobal.net

Their Attorneys

CERTIFICATE OF SERVICE

I hereby certify a copy of the foregoing Motion to Reconsider Scheduling of Non-Party Argument was filed electronically on December 5, 2017. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing. Parties may access this filing through the Court's system.

/s/ David T. Grudberg
David T. Grudberg