STATE OF MICHIGAN
COURT OF CLAIMS

ANDRICA CAGE, as Personal Representative of the ESTATE OF SAMUEL STERLING (deceased),

Plaintiff,

v

MICHIGAN STATE POLICE, an agency of the State of Michigan,

Defendant.

No. 25-000010-MZ

HON. MICHAEL J. RIORDAN

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**SECOND STIPULATED ORDER AMENDING SCHEDULING ORDER**

The parties hereto, by and through their respective counsel, hereby stipulate as follows:

1. The parties have been diligently working cooperatively in this case.

2. Since the parties' last request to amend the scheduling order, three depositions have been taken and Defendant has responded to Plaintiff's Requests for Admissions, Interrogatories, and Second Request for Production

3. Plaintiff's deposition has been noticed but at least two additional depositions are necessary including the subject driver and a Deputy Supervisor with the United States Marshal's Service.

4. Deposing a member of the U.S. Marshal's service involves a *Touhy* request which is anticipated to create additional delays.

5. Nonetheless, Plaintiff awaits a response from the Department of Justice to her request for the records and testimony of Matthew Ortiz (Deputy Supervisor with the United States Marshal Service).

6. The other witness Plaintiff plans to depose is Brian Keely, the driver of the subject vehicle and former employee of the State of Michigan. The underlying criminal action before the Sixth Circuit Court of Appeals remains pending, and Keely's counsel has advised he will oppose any effort to depose Keely before those proceedings conclude. Thus, resolving the issue of Keely's availability to be deposed in this matter will likely require more time than the parties originally anticipated.

7. Moreover, while the parties have exchanged written discovery requests, there remains outstanding a substantial volume of records to be produced and subsequently reviewed.

8. Despite the parties' diligence, additional time to complete discovery is necessary.

9. The foregoing constitutes good cause to amend the last scheduling order dated July 7, 2026, as follows:

a. Discovery shall be completed on December 31, 2026.

b. Motions to amend the pleadings shall be filed on or before October 5, 2026.

c. Dispositive motions shall be filed on or before February 1, 2027.

d. Responses to dispositive motions shall be due 28 days after the dipositive motion is filed.

e. Reply briefs shall be due 7 days after a response is filed.

IT IS SO STIPULATED.

*/s/Ayanna Hatchett* (with consent)
Ayanna Hatchett (P70055)
Attorney for Plaintiff

*/s/ Mary A. Waddell*
Mary A. Waddell (P70545)
Attorney for Defendant

Dated: August 4, 2026

**ORDER**

This matter having come before this Honorable Court pursuant to the stipulation of the parties, and the Court being otherwise fully advised in the premises;

IT IS SO ORDERED.

Hon. Michael J. Riordan
Court of Claims Judge

Dated: 08/06/2026