

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
LOUISVILLE DIVISION  
CIVIL ACTION NO. 3:23-CV-00654-RGJ-CHL**

**JOANNE BARROWS, et al.,**

**Plaintiffs,**

v.

**HUMANA, INC.,**

**Defendant.**

**ORDER**

The undersigned held a telephonic status conference in this matter on May 20, 2026.

Participating were the following:

FOR PLAINTIFFS: Michael August Boelter

FOR DEFENDANT: Kevin Feder; Samuel Lehman; Michael P. Abate

The Court and the Parties discussed the status of this action. The Parties indicated that they have continued to make progress in this matter. Plaintiffs have one additional document production to make. Humana expects to finish its productions in response to Plaintiffs' initial set of discovery by the end of May and to a supplemental set in mid-June though meet-and-confer discussions between the Parties about that discovery is ongoing. The Parties are beginning to discuss scheduling depositions and Plaintiffs are going to send their proposed Rule 30(b)(6) deposition notice to Humana so that Humana can begin identifying representatives and the Parties can begin conferring regarding topics. The Parties indicated that they had each served third-party discovery. Humana had served ten subpoenas on a combination of family members who helped Plaintiffs with their insurance claims and former employees of naviHealth, a third party contractor that Plaintiffs' Complaint alleged Humana utilized. Plaintiffs are coordinating responses to those subpoenas and are actively working to complete both categories of productions with one expected


as soon as possible and another expected on or before May 28, 2026. Plaintiffs served a subpoena on naviHealth and reported difficulties in obtaining responsive materials that counsel has been working through with naviHealth's counsel. Plaintiffs' counsel indicated that he believed the issue might need to proceed to motion practice and that Plaintiffs intended to request an extension of the current schedule to allow for resolution of those issues. Plaintiffs' counsel also represented that any necessary motion practice regarding the subpoena would be filed in the United States District Court for the Middle District of Tennessee given the location of naviHealth's headquarters. Because it appears the Parties are still discussing whether there is agreement as to a proposed extension, the Court will set a deadline below for Plaintiffs and/or the Parties, if there is agreement, to file a motion to extend the deadlines. The Court also reminded the Parties that the undersigned is available to conduct either *ex parte* calls regarding settlement or a settlement conference at any time upon request.

Accordingly,

IT IS HEREBY ORDERED as follows:

- (1) Any joint or unilateral motion for extension of deadlines shall be filed on or before **June 8, 2026**. The motion shall cite sufficient factual and legal authority to support the request even if it is made jointly.
- (2) Given the Parties' representations during the conference, they are relieved of their obligation to file a joint status report on or before May 26, 2026, in accordance with Paragraph 4 of the Court's Scheduling Order (DN 91). Their next status report shall be due on or before **July 10, 2026**, with subsequent status reports to be filed every forty-five days thereafter in accordance with the Court's prior order (DN 91).

- (3) The undersigned will conduct *ex parte* calls regarding settlement or schedule a settlement conference upon request. Any party who wishes to request either *ex parte* calls or a settlement conference shall e-mail the undersigned's Case Manager, Theresa Burch, at [theresa\\_burch@kywd.uscourts.gov](mailto:theresa_burch@kywd.uscourts.gov), and copy opposing counsel to request the same.



Colin H Lindsay, Magistrate Judge  
United States District Court

cc: Counsel of record

0|20

May 20, 2026