

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

TIARA YACHTS, INC.,

Plaintiff,

v.

BLUE CROSS BLUE SHIELD OF MICHIGAN,

Defendant.

Civil Action No.: 1:22-cv-603

Judge: Hon. Robert J. Jonker

Magistrate Judge: Ray Kent

**DEFENDANT'S MOTION TO STAY DISCOVERY
PENDING RESOLUTION OF ITS MOTION TO DISMISS**

Defendant Blue Cross Blue Shield of Michigan (“BCBSM”), through its undersigned counsel, hereby moves, pursuant to the Court’s inherent authority to control the proceedings before it, to stay discovery pending a decision on BCBSM’s Motion to Dismiss Plaintiff’s Complaint for Failure to State a Claim (ECF No. 65). BCBSM makes this request for the reasons stated in its accompany brief, which is fully incorporated here.

Pursuant to W.D. Mich. LCivR 7.1, BCBSM’s counsel, Mark J. Zausmer, in good faith attempted to seek concurrence in the relief requested in this motion from Plaintiff Tiara Yachts’ counsel, Perrin Rynders, via phone on July 18, 2025.

Dated: July 18, 2025

Respectfully submitted,

ALLEN OVERY SHEARMAN STERLING US LLP

By: s/ Daniel Lewis

Daniel Lewis (Adm. in W.D. MI, NY Reg. 4084810)

Jeffrey D. Hoschander (Adm. in W.D. MI, NY Reg. 4496337)

599 Lexington Avenue

New York, NY 10022

Telephone: +1.212.848.4000

Facsimile: +1.202.508.8100

daniel.lewis@aoshearman.com

jeff.hoschander@aoshearman.com

Todd M. Stenerson (P51953)

1101 New York Avenue, NW

Washington, DC 20005

Telephone: +1.202.508.8093

Facsimile: +1.202.661.7484

todd.stenerson@aoshearman.com

ZAUSMER, P.C.

By: s/ Mark J. Zausmer

Mark J. Zausmer (P31721)

Michael A. Schwartz (P74361)

Nathan S. Scherbarth (P75647)

Jason M. Schneider (P79296)

32255 Northwestern Hwy., Ste. 225

Farmington Hills, MI 48334

Telephone: +1.248.851.4111

Facsimile: +1.248.851.0100

mzausmer@zausmer.com

mschwartz@zausmer.com

nscherbarth@zausmer.com

jschneider@zausmer.com

Attorneys for Defendant