

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED APR 8 1976

JAMES F. DAVEY
CLERK

.....
HAROLD WEISBERG,

Plaintiff,

v.

GENERAL SERVICES ADMINIS-
TRATION,

Defendant
.....

Civil Action No. 75-1448

MOTION FOR AN EXTENSION OF TIME
WITHIN WHICH TO OPPOSE DEFEN-
DANT'S MOTION FOR SUMMARY JUDGMENT

Plaintiff respectfully moves the Court for an order extending the time within which to oppose defendant's motion for an extension of time to May 1, 1976. In support thereof, plaintiff represents to the Court as follows:

The defendant has not yet responded to plaintiff's request for production of documents, filed February 27, 1976, or to his second set of interrogatories, filed March 2, 1976. On March 23, 1976, the Court ordered that defendant's time within which to answer plaintiff's motion to compel answers to interrogatories be extended to March 29, 1976; however, as of April 8, 1976, defendant's answer to the motion to compel has not been served on plaintiff. Plaintiff needs to have this discovery completed before he can effectively oppose defendant's motion for summary judgment and file his own summary judgment motion.

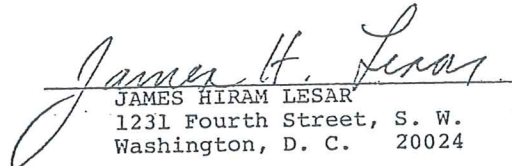
In support of plaintiff's opposition to defendant's motion for summary judgment, plaintiff's counsel will need to prepare a

lengthy affidavit by his client. However, plaintiff's attorney will be in Carbondale, Illinois from Saturday, April 10, 1976, through Saturday, April 17, 1976. His client, Mr. Weisberg, will be in New York from April 18, 1976, through April 21, 1976. On April 22, 1976, and possibly April 23, 1976, plaintiff's counsel will be in Miami, Florida to represent a client in a hearing called by the Florida State Bar to investigate charges which the client has made against several of his former attorneys and Florida state prosecutors. Therefore, the earliest possible date at which plaintiff and his counsel can confer and prepare an affidavit is April 23, 1976.

The preparation of this affidavit will be somewhat hampered because of other problems. Plaintiff's counsel will probably have to make at least one or two trips to Frederick, Maryland, where Mr. Weisberg resides and maintains his files on the assassination of President Kennedy, in order to confer with Mr. Weisberg and prepare his affidavit. Because plaintiff's counsel has spent most of the past five years representing clients who were unable to pay him, he has had virtually no income since 1970 and cannot as yet afford to hire a secretary or clerk. This means that plaintiff's counsel will himself type the final draft of Mr. Weisberg's affidavit, as well as the motions which it will support. The affidavit alone may be as long as thirty pages.

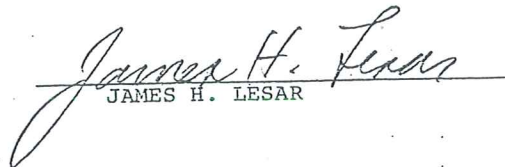
Finally, plaintiff's counsel has spoke with defendant's attorney, Mr. Michael Ryan, about an extension of time and Mr. Ryan has indicated that plaintiff may take as much time as he needs to respond to defendant's summary judgment motion. Mr. Ryan further indicated that plaintiff would be provided additional discovery materials within a few days.

WHEREFORE, for the above-stated reasons, plaintiff requests that the Court enter an order extending the time within which to oppose defendant's motion for summary judgment until May 1, 1976.


JAMES HIRAM LESAR
1231 Fourth Street, S. W.
Washington, D. C. 20024
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that I have this 8th day of April, 1976, mailed a copy of the foregoing Motion For An Extension Of Time Within Which To Oppose Defendant's Motion For Summary Judgment to Assistant United States Attorney Michael J. Ryan, Room 3421, United States Courthouse, Washington, D. C. 20001.


JAMES H. LESAR