

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

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HAROLD WEISBERG,

Plaintiff,

v.

GENERAL SERVICES ADMINISTRATION,

Defendant  
.....

JAMES F. DAVEY, Clerk  
Civil Action No. 75-1448

PLAINTIFF'S MOTION FOR EXTENSION OF TIME WITHIN  
WHICH TO RESPOND TO SUPPLEMENTAL OWEN AFFIDAVIT

Comes now the plaintiff, Mr. Harold Weisberg, and moves the Court for an extension of time, to and including Wednesday, January 9, 1980, within which to respond to the supplemental affidavit of Robert E. Owen which defendant filed in this case. As grounds for this motion, plaintiff represents to the Court as follows:

1. As the result of unanticipated developments which transpired at the December 20, 1979 status call in Weisberg v. U.S. Department of Justice, Civil Action No. 75-1996, plaintiff and plaintiff's counsel both spent much of their time over the Christmas holidays working on pleadings and affidavits which had to be filed in that case. After working until just before midnight New Year's Eve in order to meet a time deadline in Civil Action No. 75-1996, plaintiff's counsel then spent much of his time on January 1st and 2nd preparing for oral argument on two motions for partial summary judgment in that case on January 3, 1980.

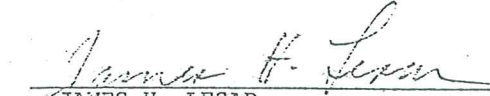
2. Plaintiff's counsel had hoped that he would be able to spend the entire day on January 4, 1980, working on the response to the supplemental Owen affidavit. However, on the evening of

January 3rd, counsel's wife, who is a medical doctor, conducted an otoscopic examination of their daughter's ear, which had caused her considerable pain the night before. This examination revealed that the right ear drum was very red. Because counsel's wife, who is employed as a radiologist at Walter Reed, could not do so, counsel took his daughter to see a pediatrician on the morning of January 4th. This has made it impossible to complete the filing of plaintiff's response by the current deadline, which is January 4th.

3. Counsel will do some work on the response over the weekend. However, the amount of time available for this will be less than usual because a house guest, a Malaysian girl who is a student at the University of Wisconsin and a friend of the family, will be arriving Saturday, January 5th. In addition, counsel has some other business to attend to on Monday, January 7th, which cannot be put off.

Accordingly, plaintiff requests that his time to respond to the supplemental affidavit of Robert Owen be extended to Wednesday, January 9, 1980.

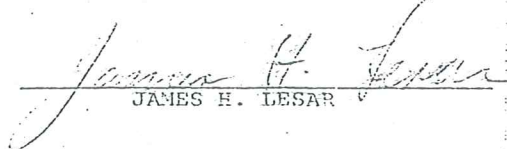
Respectfully submitted,

  
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JAMES H. LESAR  
910 16th Street, N.W., #600  
Washington, D.C. 20006  
Phone: 223-5587

Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that I have this 4th day of January, 1980, hand-delivered the foregoing motion for extension of time to Ms. Patricia J. Kenney's office in the United States Courthouse, Washington, D.C. 20001.

  
\_\_\_\_\_  
JAMES H. LESAR

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

.....  
: HAROLD WEISBERG,  
:

Plaintiff, :  
:

v. :  
:

Civil Action No. 75-1996  
:

GENERAL SERVICES ADMINISTRATION, :  
:

Defendant :  
:.....

ORDER

Upon consideration of Plaintiff's Motion for Extension of Time  
Within Which to Respond to Supplemental Owen Affidavit, and the  
entire record herein, it is by the Court this \_\_\_\_\_ day of  
\_\_\_\_\_, 1980, hereby

ORDERED, that plaintiff's time to file a response to the  
supplemental affidavit of Robert Owen is extended to and including  
January 9, 1980.

\_\_\_\_\_  
UNITED STATES DISTRICT COURT