

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,)
Plaintiff,)
v.) Civil Action No. 77-0692
DEPARTMENT OF JUSTICE,)
ET AL.,)
Defendants.)

ORDER

At a status conference with counsel on March 16, 1978 the Court, with the agreement of counsel, set a briefing schedule and oral argument in this case for May 16, 1978. By motions filed April 26, counsel have advised the Court that they are unable to meet the agreed-upon schedule and have requested an extension of said schedule. The motions are granted and the following schedule is now in effect. No further continuances will be granted.

May 11, 1978 Cross-motions for summary judgment to be filed

May 22 Reply briefs to be filed

June 9 Oral argument
9:30 a.m.

SO ORDERED.


UNITED STATES DISTRICT JUDGE

May 1, 1978.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,

Plaintiff,

v.

Civil Action No. 77-0692

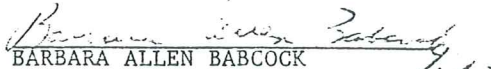
DEPARTMENT OF JUSTICE,
et al.,

Defendant.

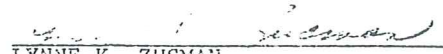
DEFENDANT'S MOTION FOR ENLARGEMENT
OF TIME


Defendant, pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and Rule 3-10(b) of the Rules of the United States District Court for the District of Columbia, respectfully moves the Court for a two-week enlargement of the time within which it may file its cross-motion for summary judgment in this action. In support of this motion, the Court is respectfully referred to the brief memorandum of points and authorities filed herewith.

Respectfully submitted,


BARBARA ALLEN BABCOCK
Assistant Attorney General

EARL J. SILBERT
United States Attorney


LYNNE K. ZUSMAN


DANIEL J. METCALFE

Attorneys, Department of Justice
P.O. Box 7219
Washington, D.C. 20044
Tel: 739-4544

Attorneys for Defendant.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,

Plaintiff,

v.

Civil Action No. 77-0692

DEPARTMENT OF JUSTICE,
et al.,

Defendant.

MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF
DEFENDANT'S MOTION FOR
ENLARGEMENT OF TIME

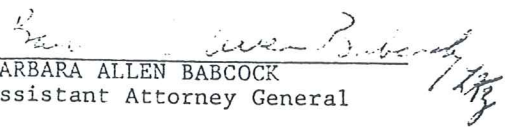
At the most recent status conference held in this action, a briefing schedule was established whereby the parties would file cross-motions for summary judgment on or before April 27, 1978, with reply briefs due May 8 and oral argument scheduled for May 16. Defendant respectfully requests a two-week enlargement of this briefing schedule in order that it may adequately prepare the materials necessary for its motion for summary judgment. This additional time is necessitated by the recent development of unforeseen litigation demands upon defendant's counsel, including a matter recently remanded by the Second Circuit Court of Appeals for expedited district court proceedings within a thirty-day period, and by defendant's intention to partially amend by supplementation the affidavits presently on file in this action.

Defendant respectfully suggests that the requested enlargement will not prejudice the interests of any party or non-party to this action and will in fact facilitate the orderly resolution of this lawsuit. Plaintiff has stated no opposition to this motion.


Conclusion

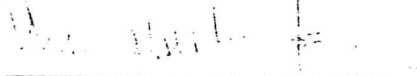
For the foregoing reasons, it is respectfully urged that Defendant's Motion For Enlargement Of Time should be granted.

Respectfully submitted,


BARBARA ALLEN BABCOCK
Assistant Attorney General

EARL J. SILBERT
United States Attorney


LYNNE K. ZUSMAN


DANIEL J. METCALFE

Attorneys, Department of Justice
P.O. Box 7219
Washington, D.C. 20044
Tel: 739-4544

Attorneys for Defendant.

Dated: April 26, 1978

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,

Plaintiff,

v.

Civil Action No. 77-0692

DEPARTMENT OF JUSTICE,
et al.,

Defendant.
_____ /

ORDER

Upon consideration of defendant's motion for an enlargement of the time within which it may file its cross-motion for summary judgment, and the memoranda of points and authorities filed by the respective parties with respect thereto, and it appearing to the Court that the granting of the motion would be just and proper, it is by the Court this _____ day of April, 1978

ORDERED that Defendant's Motion For Enlargement Of Time be, and it hereby is, granted; and it is further

ORDERED that the parties shall file their cross-motions for summary judgment on or before May 11, 1978; and it is further

ORDERED that the parties shall file their reply briefs on or before May 22, 1978; and it is further

ORDERED that oral argument on the cross-motions for summary judgment shall be continued until _____, 1978, at _____.

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Defendant's Motion For Enlargement Of Time, and accompanying memorandum of points and authorities and proposed order, were served upon plaintiff by depositing a copy thereof in the United States mail, postage prepaid, first class mail, addressed to plaintiff pro se, James H. Lesar, Esq., 910 16th Street, N.W., Washington, D.C., 20006, on this 24 day of April, 1978.



DANIEL J. METCALFE