

RECORDED

DEC 14 1978

IN THE

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA

United States Court of Appeals
for the District of Columbia Circuit

FILED DEC 27 1978
GEORGE A. FISHER
CLERK

.....
HAROLD WEISBERG,

Appellant

v.

Case No. 78-1107

U.S. DEPARTMENT OF JUSTICE,
ET AL.,

Appellee
.....

DEC 27 1978

MOTION GRANTED
George A. Fisher, Clerk
By *Tom Calkins*
First Deputy Clerk

MOTION FOR EXTENSION OF TIME WITHIN
WHICH TO FILE REPLY BRIEF

Comes now the appellant, Mr. Harold Weisberg, and moves the Court for an extension of time, to and including December 14, 1978, within which to file his reply brief. As grounds for this motion, appellant represents to the Court as follows:

1. As the result of a previous extension of time, appellant's reply brief was due on November 22, 1974.

2. Because of work which had to be done immediately on other cases, appellant's counsel was unable to begin work writing the reply brief in this case, although he had completed an extensive review of the massive record in the case.

3. Appellant's counsel intended to start writing the reply brief on the weekend of November 25-26, but this was hindered by the sudden illness of his three-year old daughter who had chills

4F

and a fever of 104.5 and had to be sponged off around-the-clock.

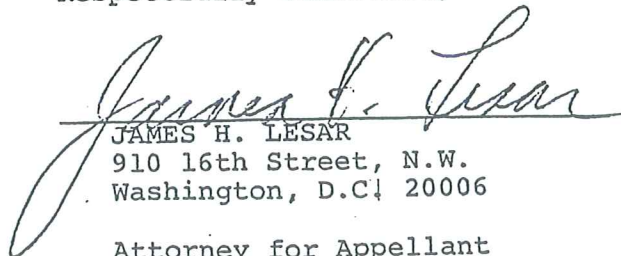
4. Just after midnight on November 28, 1978, appellant's counsel received a phone call from St. Louis informing him that a client he represented pro bono before the House Select Committee on Assassinations had been arrested. As a result of that and other related developments, all other work for the rest of the week was laid aside so appellant's counsel could prepare to represent that client before the Select Committee on Friday, December 1, 1978.

5. Appellant's counsel is a one-man law firm who does all his own typing, filing, and research. Until some of the Freedom of Information cases he has handled over the past several years are successfully concluded, he will continue to remain without the secretarial and other assistance which would enable him to meet court deadlines without delays.

6. Appellant's counsel has now completed the reply brief. He apologizes for the delay involved, but under the circumstances under which he is presently compelled to practice law, he could not have completed it sooner without a considerable sacrifice in the quality of the brief.

For the aforesaid reasons, appellant requests that his motion for an extension of time be granted.

Respectfully submitted,


JAMES H. LESAR
910 16th Street, N.W.
Washington, D.C. 20006
Attorney for Appellant