

UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA

RECEIVE

DEC 20 1979

CLERK OF THE UNITED  
STATES COURT OF APPEALS

HAROLD WEISBERG,

Appellant

v.

Case No. 79-1729

CENTRAL INTELLIGENCE AGENCY,  
ET AL.,

Appellees

MOTION FOR EXTENSION OF TIME WITHIN  
WHICH TO FILE BRIEF FOR APPELLANT

Comes now the appellant, Mr. Harold Weisberg, and moves the Court for an extension of time to and including January 14, 1980, within which to file his brief in this case. In support of his motion, appellant represents to the Court as follows:

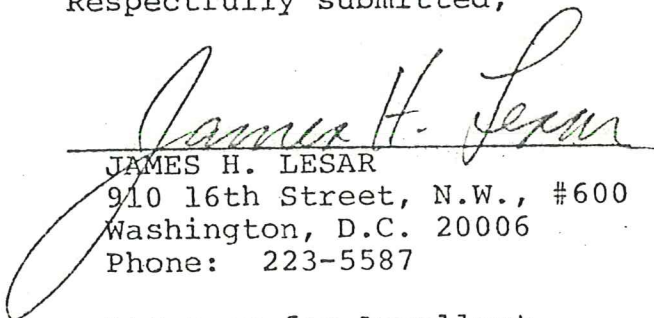
1. Appellant's brief is due on October 11, 1979.
2. At a status call in Weisberg v. Department of Justice, Civil Action No. 75-1996, the District Court issued an order from the bench which requires appellant's counsel to brief a critical issue immediately and argue it orally on January 3, 1980. This unexpected development will require that appellant's counsel spend a great deal of time this week and next preparing that brief, which includes the need to review voluminous files and to prepare drafts of affidavits to supplement the brief.

3. In another case, Weisberg v. Central Intelligence Agency, Civil Action No. 75-1448, the critical issue of an award of attorney's fees, originally requested by motion made in April, 1979, has been postponed repeatedly by delays sought by the government. A response to a supplemental affidavit filed by the government is due on January 4, 1980. This response will also require several days' time by appellant's counsel.

4. In view of the above, it will not be possible to complete the brief in this case by December 31, 1979.

Accordingly, appellant requests that his motion be granted.

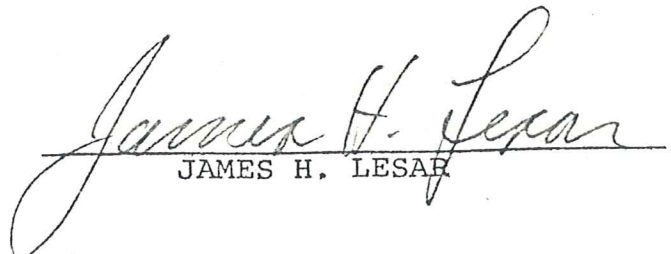
Respectfully submitted,

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

Attorney for Appellant

CERTIFICATE OF SERVICE

I hereby certify that I have this 20th day of December, 1979, mailed a copy of the foregoing motion for Extension of Time Within Which to File Brief for Appellant to Mrs. Wendy M. Keats, Attorney, Appellate Staff, Civil Division, U.S. Department of Justice, Washington, D.C. 20530.

  
 JAMES H. LESAR