

United States District Court
Western District of Texas
San Antonio Division

John Eakin,	§	
	§	
Plaintiff,	§	
	§	
vs.	§	No. SA-16-CV-0972-RCL
	§	
United States Department	§	
of Defense,	§	
	§	
Defendant.	§	

**Defendant’s Unopposed Motion for Extension of Time to File
Court Ordered Status Report**

The Defendant, United States Department of Defense (“DoD”), hereby moves for an extension of time to file a Status Report regarding its processing of the A-L files pursuant to the Court’s August 13, 2020 Order (EFC No. 66), and in support thereof states as follows:

1. Plaintiff, John Eakin, filed his First Amended Complaint on July 30, 2020. ECF No. 64.
2. DoD filed its Answer to Plaintiff’s First Amended Complaint on August 12, 2020. ECF No. 65.
3. On August 13, 2020, the Court ordered the DoD to provide a Status Report regarding its processing of the A-L files within 30 days of the date of its Order. ECF No. 66.
4. Counsel for the DoD has been diligently working with the Army FOIA office and Defense POW/MIA Accounting Agency personnel to provide adequate information to the Court concerning the processing of the A-L files. Due to the COVID-19 pandemic, many of the personnel working on this matter are no longer co-located, complicating the flow of information concerning the status of the processing of these files.

5. DoD counsel will be on military duty from September 8 – September 11, 2020. As such, counsel requests an extension to file its Status Report, up to and including September 30, 2020.

6. This Motion is not brought for purposes of delay of this litigation.

7. Plaintiff has been consulted and has no objection to this motion.

WHEREFORE, Defendant respectfully requests that this Honorable Court issue an Order granting it an extension of time up to and including September 30, 2020 to file a Status Report with the Court.

Dated: September 8, 2020

Respectfully submitted,

John F. Bash
United States Attorney

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Attorneys for Defendant

Certificate of Service

I certify that a true and correct copy of the foregoing was electronically filed via the Court's CM/ECF system on this 8th of September, 2020, and that Plaintiff will receive a copy of same via the Court's CM/ECF system as follows:

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PRO SE

/s/ Jacquelyn M. Christilles
Jacquelyn M. Christilles
Assistant United States Attorney