

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

JOHN A. PATTERSON, et al.,)	
)	
Plaintiffs,)	
)	
v.)	No. 5:17-CV-00467
)	
DEFENSE POW/MIA ACCOUNTING)	
AGENCY, et al.,)	
)	
Defendants.)	

UNOPPOSED MOTION TO EXTEND DEADLINE FOR REPLY BRIEF

Pursuant to Rule 6(b) and Rule 16(b)(4) of the Federal Rules of Civil Procedure, Defendants request that the Court grant a three-business-day extension of the deadline for Defendants’ reply in support their Motion for Summary Judgment and Opposition to Plaintiffs’ Cross-Motion for Partial Summary Judgment.

Grants of extensions of time under Rule 6(b) “fall[] to the district court’s discretion.” *Uxomba v. Bexar County*, No. 14-372, 2014 WL 3919573, at *1 (W.D. Tex. Aug. 8, 2014) (quoting *McCarty v. Thaler*, 376 F. App’x 442, 443 (5th Cir. 2010)). There is good cause to grant Defendants’ request here. Defendants’ reply and opposition is currently due on May 31, 2019. *See* Minute Order, Apr. 10, 2019. Undersigned counsel and one of his children are currently sick. And one of Defendants’ declarants is on official travel through May 31. Three additional business days will permit Defendants to adequately respond to Plaintiffs’ 76 pages of briefing. Accordingly, Defendants request that the deadline for their responsive filing be extended through June 5, 2019, and that the deadline for Plaintiffs’ reply be correspondingly

extended through June 19, 2019. On May 28, 2019, undersigned counsel conferred with Plaintiffs' counsel by email, who stated that Plaintiffs do not oppose this request.

A proposed Order is attached for the Court's review and entry.

Dated: May 29, 2019

Respectfully submitted,

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/s/ Galen N. Thorp
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CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of May, 2019, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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