

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 FOR ONE DAY EXTENSION
OF 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 one 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)). Undersigned counsel has been diligently seeking to complete Defendants’ consolidated reply and opposition. However, the three-business-day extension the Court recently granted did not prove to be adequate time, given the voluminous records and filings involved. Accordingly, Defendants request that the deadline for their responsive filing be extended through June 6, 2019. On June 5, 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: June 5, 2019

Respectfully submitted,

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/s/ Galen N. Thorp
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Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of June, 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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Senior Counsel

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ORDER

Before the Court is Defendants’ Unopposed Motion for One Day Extension of Deadline for Reply Brief. For good cause shown, the motion is GRANTED; and it further

ORDERED that Defendants’ consolidated reply in support of summary judgment and opposition to Plaintiffs’ cross-motion for summary judgment is due on June 6, 2019.

Signed this _____ day of _____, 2019.

HONORABLE XAVIER RODRIGUEZ
United States District Judge