

IN THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT



LAYSHOCK, ET AL.,)
)
 Plaintiffs/Appellees,)
)
 v.)
)
 HERMITAGE SCHOOL DISTRICT)
)
 Defendant/Appellant.)
 _____)

Nos. 07-4465 and 07-4555


MOTION FOR EXTENSION OF TIME

Appellees hereby move for a ten-day extension of time to file their brief, and as grounds therefor aver as follows:

1. By Order dated March 5, 2008, the Court granted the parties' joint motion to establish a briefing schedule. Plaintiffs'/Appellees' brief is due on Monday, May 12, 2008.
2. Unforeseen demands upon Plaintiffs'/Appellees' counsel in other cases has prevented the undersigned from being able to complete the brief with the thoroughness and detail warranted by the important constitutional issues raised in the appeal. This request is not made for dilatory or other improper reasons.
3. Granting this motion will not prejudice the opposing party in any foreseeable way. The deadlines set in the March 5 order can be postponed by ten days.
4. Defendant's/Appellee's counsel, Anthony Sanchez, does not oppose this request but thus far has been unable to reach his clients to obtain their consent.

WHEREFORE, Plaintiffs/Appellees respectfully request a ten-day extension to file their brief.

Respectfully submitted,


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Counsel for Plaintiffs/Appellees

CERTIFICATE OF SERVICE

I, Witold J. Walczak, hereby certify that on this 8th day of May, 2008, I served a true and correct copy of the foregoing MOTION FOR EXTENSION OF TIME, via electronic mail and first-class mail, upon the following:

Anthony Sanchez
Andrews & Price
1500 Ardmore Blvd., Suite 506
Pittsburgh, PA 15221
Counsel for Defendants/Appellants



Witold J. Walczak

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| |) | |

ORDER

Having read and considered Plaintiffs'/Appellees' Motion for an Extension of Time to file their brief, and for good cause shown, it is hereby ORDERED on this ____ day of May, 2008, that the Motion is GRANTED.

The second-step brief is now due on May 23, 2008;

The third-step brief is now due on July 9, 2008; and

The fourth-step brief is now due on July 25, 2008.
