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8 Attorneys for Defendant

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10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE DISTRICT OF ARIZONA**

12 The NATIONAL FEDERATION OF
THE BLIND, The AMERICAN
13 COUNCIL OF THE BLIND, and
DARRELL SHANDROW,

14 Plaintiff,

15 vs.

16 The ARIZONA BOARD OF REGENTS
and ARIZONA STATE UNIVERSITY,

17 Defendants.

Case No: CV09-01359 GMS

**MOTION TO CONTINUE TIME TO
RESPOND TO COMPLAINT AND
MOTION FOR PRELIMINARY
INJUNCTION**

(Assigned to Honorable G. Murray Snow)

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20 Defendants, through counsel, respectfully move for an order extending the time to
21 respond to Plaintiffs' Complaint and Motion for Preliminary Injunction from July 15,
22 2009 to July 24, 2009. This motion is made based on genuine need and not for purposes
23 of delay. Defendants' counsel has spoken with Plaintiffs' counsel, who has agreed to the
24 continuance.

25 **MEMORANDUM OF POINTS AND AUTHORITIES**

26 On June 25, 2009, Plaintiffs served their Complaint; Motion and Order for
27 Expedited Discovery; Motion and Order for Preliminary Injunction; as well as their
28

1 Request and Order for Pretrial Conference upon Defendants. Defendants began working
2 on their responses to these documents immediately upon receipt.

3 Notwithstanding Defendants' efforts, a continuance of the July 15, 2009 deadline
4 is necessary due to the inaccessibility of certain of Defendants' employees. Defendant
5 Arizona State University is currently out of session and many of its employees are
6 currently on vacation, will be leaving soon for vacation, or are otherwise inaccessible.
7 At least some of these employees, including Defendant's general counsel, are necessary
8 for a full and complete response to Plaintiffs' filings. Defendants' counsel has
9 determined that a short continuance will be sufficient to combat the scheduling issues,
10 allowing Defendants time to contact the necessary employees and gather relevant
11 documentation.

12 For the foregoing reasons, Defendants respectfully request that the deadline for
13 filing responses to Plaintiffs' Complaint and Motion for Preliminary Injunction be
14 continued until July 24, 2009.

15 RESPECTFULLY submitted this 10th day of July, 2009.

16 Terry Goddard
17 Attorney General

18 s/ Lisa K. Hudson
19 Lisa K. Hudson
20 Assistant Attorney General
21 Attorney for Defendant
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1 I certify that I electronically
2 transmitted the attached document
3 to the Clerk's Office using the
4 CM/ECF System for filing and
5 transmittal of a Notice of Electronic
6 Filing to the following, if CM/ECF
7 registrants, and mailed a copy of
8 same to any non-registrants, this
9 this 10th day of July, 2009 to:

6 Andrew S. Friedman
7 Guy A. Hansen
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19 s/ Chris Austin
20 Secretary to Lisa K. Hudson

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