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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JANE DOE,
Plaintiff,
v.
GEORGE STREET PHOTO & VIDEO,
LLC,
Defendant.

Case No. [16-cv-02698-MEJ](#)

**ORDER GRANTING PLAINTIFF’S
REQUEST TO EXTEND DEADLINE BY
TWENTY (20) MINUTES**

Dkt. No. 35

Plaintiff filed three documents in opposition to Defendant’s Motion to Compel Arbitration approximately fifteen (15) to twenty (20) minutes after the midnight-deadline for doing so. *See* Opp’n, Dkt. No. 32 (HTML Receipt shows filing on 10/28/16 at 0:15 a.m.); Doe Decl., Dkt. No. 33 (HTML Receipt shows filing on 10/28/16 at 0:17 a.m.); Burgoyne Decl., Dkt. No. 34 (HTML Receipt shows filing on 10/28/16 at 0:19 a.m.). Plaintiff’s Counsel missed the deadline because of work- and family-related issues. *See* Burgoyne Decl. re: Extension ¶ 2, Dkt. No. 36. When counsel for Plaintiff attempted to meet and confer with counsel for Defendant to obtain a stipulation and order to extend the time for filing the documents by thirty minutes, counsel for Defendant declined to so stipulate. *Id.* ¶ 3 & Ex. A (email with Defendant’s counsel’s response: “No, I will not so stipulate to plaintiff’s untimely filing of her Opposition to my client’s motion and the supporting Declarations”). Pursuant to Local Rule 6-3, Plaintiff therefore filed a motion to extend her deadline by twenty (20) minutes. *See* Mot., Dkt. No. 35. Plaintiff filed that motion on November 3, 2016. *See id.*

Pursuant to Local Rule 6-3, Defendant was required to oppose the request “no later than 4 days after receiving the motion.” *See* N.D. Civ. L.R. 6-3(b). Defendant accordingly was required to oppose the request by November 7, 2016. *See* Fed. R. Civ. P. 6(a)(1). Defendant did not

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oppose the request.¹

Accordingly, based on the declaration filed by Plaintiff’s counsel in connection with the motion to extend Plaintiff’s deadline by twenty (20) minutes, and the lack to Defendant of any prejudice caused by the twenty (20) minute delay, the Court finds good cause for extending the deadline by twenty (20) minutes. Plaintiff’s Motion is **GRANTED**.

IT IS SO ORDERED.

Dated: November 10, 2016



MARIA-ELENA JAMES
United States Magistrate Judge

¹ A lack of basic courtesy caused Plaintiff’s counsel to incur unnecessary time and expense to file a motion regarding a request that was, in the end, unopposed; it also wasted the Court’s time and resources.