

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA

DAVID KARDONICK, individually and on behalf of all others similarly situated and the general public, Plaintiff, v. JPMorgan Chase & Co. and Chase Bank USA, N.A., Defendants. CLASS ACTION COMPLAINT CIVIL ACTION NO. 1:10-cv-23235-WMH

AGREED MOTION FOR EXTENSION OF TIME TO ANSWER OR OTHERWISE RESPOND TO PLAINTIFF'S CLASS ACTION COMPLAINT

Defendants JPMorgan Chase & Co. and Chase Bank USA, N.A. (collectively "Chase"), pursuant to Fed. R. Civ. P. 6(b) and S.D. Fla. L.R. 7.1, hereby move this Court for an extension of time to answer or otherwise respond to the above-captioned class action complaint. In support of its motion, Chase states as follows:

- 1. This case was filed on September 8, 2010, and Chase was served on September 9, 2009, making Chase's response due September 30, 2010.
2. Chase respectfully requests an extension that would make its responsive pleading due on November 12, 2010. The requested extension will permit Chase to undertake a preliminary investigation of the allegations and prepare an appropriate response to the complaint.
3. Counsel for Plaintiff has authorized Chase to inform the Court that Plaintiff does not oppose this motion.
4. This motion is made in the interest of justice, not to delay the proceedings, and will not prejudice any party.

WHEREFORE, Chase respectfully requests that this Court grant an extension of time up to and including November 12, 2010, for Chase to file its Answer or otherwise respond to Plaintiff's complaint. A proposed order granting this motion is attached hereto.

**CERTIFICATE OF PRE-FILING CONFERENCE**

Pursuant to S.D. Fla. L.R. 7.1(a)(3), counsel for Chase has conferred in good faith with counsel for plaintiff David Kardonick ("Plaintiff"). Plaintiff's counsel has agreed to the relief sought herein.

s/ Michelle A. McClaskey  
Michelle A. McClaskey

Dated: September 28, 2010

Respectfully submitted,

s/ Dennis M. Campbell  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on September 28, 2010, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the attached Service List via transmission of Notices of Electronic Filing generated by CM/ECF.

s/ Dennis M. Campbell  
Dennis M. Campbell

**SERVICE LIST**

**KARDONICK v. JPMORGAN CHASE & CO., et al.**

**Case No. 1:10-cv-23235/HOEVELER**

**UNITED STATES DISTRICT COURT**

**SOUTHERN DISTRICT OF FLORIDA**

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