

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

DWAYNE RANSOM DAVIS and)
MELISA DAVIS, on behalf of themselves)
and all others similarly situated,)

Plaintiffs,)

v.)

Civil Action No. 1:10-cv-1303-JMS-DML

COUNTRYWIDE HOME LOANS, INC.;)
BANK OF AMERICA, N.A.;)
BAC GP, LLC; and BAC HOME LOANS)
SERVICING, LP,)

Defendants.)

**DEFENDANTS’ UNOPPOSED MOTION FOR ENLARGEMENT OF
TIME TO FILE A REPLY IN SUPPORT OF THEIR MOTION TO DISMISS**

Defendants Countrywide Home Loans, Inc.; Bank of America, N.A.; BAC GP, LLC; and BAC Home Loans Servicing, LP (collectively the “Defendants”), by counsel, pursuant to S.D. Ind. L.R. 6.1, hereby move the Court for an enlargement of time of fourteen (14) days, to and including January 6, 2010, within which to file a reply in support of their Motion to Dismiss, and in support state as follows:

1. Plaintiffs filed their Class Action Complaint on October 19, 2010. [DE # 1]. Defendants were served with Plaintiffs’ Complaint and summonses shortly thereafter.
2. The Defendants filed their Motion to Dismiss and Brief in Support on November 11, 2010. [DE ## 13, 14]. Defendants did not seek any extensions of time prior to filing their Motion to Dismiss.

3. The Plaintiffs filed their Response to the Motion to Dismiss on December 13, 2010 [DE # 32], which included a fourteen (14) day unopposed extension of time granted by this Court. [DE ## 24, 25].

4. Pursuant to Fed. R. Civ. P. 6(d) and S.D. Ind. L.R. 7.1(b), the Defendants' reply in support of their Motion to Dismiss is due on or before December 23, 2010, which time has not passed.

5. The Defendants' reasonably request an additional fourteen (14) days within which to file their reply, up to and including January 6, 2011.

6. The undersigned counsel contacted counsel for the Plaintiffs regarding the proposed extension. Counsel for the Plaintiffs has consented to the fourteen (14) day enlargement of time requested herein, up to and including January 6, 2011.

WHEREFORE, the Defendants, by counsel, respectfully request an enlargement of time, up to and including January 6, 2011, within which to file their reply in support of the Motion to Dismiss.

Respectfully submitted,

/s/ Matthew R. Strzynski
Matthew R. Strzynski, Atty. No. 23765-15
KRIEG DeVAULT LLP
mstrzynski@kdlegal.com
12800 North Meridian Street, Suite 300
Carmel, Indiana 46032-9422
(317) 566-1110
FAX: (317) 636-1507

Libby Yin Goodknight, Atty. No. 20880-49B
KRIEG DEVAULT LLP
lgoodknight@kdlegal.com
One Indiana Square, Suite 2800
Indianapolis, Indiana 46204
(317) 636-4341
FAX: (317) 636-1507

– and –

Richard Cullen, pro hac vice
J. William Boland, pro hac vice
Bryan A. Fratkin, pro hac vice
Brian E. Pumphrey, pro hac vice
McGUIREWOODS LLP
rcullen@mcguirewoods.com
wboland@mcguirewoods.com
bfratkin@mcguirewoods.com
bpumphrey@mcguirewoods.com
One James Center
901 East Cary Street
Richmond, VA 23219-4030
Phone: (804) 775-1000
Fax: (804) 775-1061

Bradley Kutrow, pro hac vice
McGUIREWOODS LLP
bkutrow@mcguirewoods.com
Bank of America Corporate Center
100 North Tryon Street, Suite 2900
Charlotte, North Carolina 28202-4011
Phone: (704) 343-2049
Fax: (704) 373-8935

Attorneys for Defendants Countrywide Home
Loans, Inc.; Bank of America, N.A.; BAC GP, LLC;
and BAC Home Loans Servicing, LP

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed electronically. Notice of this filing will be sent to the parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system. For those parties which are not registered with the Court's electronic filing system, I certify that a copy of this motion has been served by depositing a copy of it in the United States mail, first class postage prepaid on the 14th day of December, 2010.

Gabriel Adam Hawkins
Irwin B. Levin
Vess Allen Miller
Eric S. Pavlack
Richard E. Shevitz

ghawkins@cohenandmalad.com
ilevin@cohenandmalad.com
vmiller@cohenandmalad.com
epavlack@cohenandmalad.com
rshevitz@cohenandmalad.com

Clifford T. Rubenstein
MAURER RIFKIN & HILL, P.C.
11550 North Meridian Street, Suite 115
Carmel, IN 46032

/s/ Matthew R. Strzynski
Matthew R. Strzynski

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