

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
GREENBELT DIVISION**

COSTAR REALTY INFORMATION and
COSTAR GROUP, INC.,

Plaintiffs,

v.

MARK FIELD D/B/A ALLIANCE
VALUATION GROUP, *et al.*

Defendants.

Civil Action No. 8:08-CV-663-AW

**PLAINTIFFS' OPPOSITION TO LAWSON VALUATION GROUP INC.'S
MOTION FOR ENLARGEMENT OF TIME**

Plaintiffs CoStar Realty Information and CoStar Group, Inc. (collectively, "Plaintiffs"), by their attorneys, submits this Opposition to Lawson Valuation Group's ("Lawson") Motion for Enlargement of Time.

Plaintiffs do not oppose Lawson's Motion out of a sense of gamesmanship or without respect for the genuine professional courtesies extended between counsel in federal litigation. However, Plaintiffs cannot consent to Lawson's Motion.

First, Lawson has already sought and received from Plaintiffs consent to a substantial enlargement of time to reply to Plaintiffs' Opposition to Lawson's Motion to Dismiss. That enlargement was preceded by Plaintiffs' agreement to an enlargement of time for Lawson to respond to Plaintiffs' Complaint in the first instance. Accordingly, the briefing and resolution of Lawson's Motion to Dismiss – which, as Plaintiffs set out in their Opposition, is frivolous on a number of issues – would be further

delayed by the requested enlargement. *Second*, as the Court is aware, reply papers such as the one Lawson proposes to file are voluntary in nature, and Lawson's Motion would otherwise stand fully briefed at this juncture. There is no reason for Lawson to need nearly a month at this juncture to file a non-mandatory reply brief. *Third*, while counsel for Lawson has stated that counsel has had insufficient time to consult with their client, communications between the parties that must have involved Mr. Lawson have taken place during the last few weeks, indicating that counsel has had the opportunity to discuss Plaintiffs' Opposition, but has chosen not to do so. Lawson and counsel should not be able to seek relief from a deadline when they have not made diligent efforts in meeting that deadline. *Fourth*, while Plaintiffs concede that a foot injury can be painful, the injury to one attorney of the three attorneys on the papers for Lawson should not be an obstacle to the orderly litigation of this case.

Lawson and Lawson's counsel have already been afforded several courtesies by Plaintiffs, and may yet again ask for and receive such courtesies by Plaintiffs when warranted. However, the serial enlargements requested by Lawson – first in responding to the Complaint, and now two enlargements of the time to file *reply* papers – cross the line between favors between counsel and an effort by Lawson to take advantage of Plaintiff's courtesy to avoid the responsibility of litigating this case in an orderly fashion. Accordingly, Plaintiffs request that the Court deny Lawson's Motion for an Enlargement.

Dated: June 17, 2008

Respectfully submitted,

/s/

Shari Ross Lahlou, Bar. No. 16570
William J. Sauers, Bar No. 17355
Sanya Sarich (admitted *pro hac vice*)
Crowell & Moring LLP
1001 Pennsylvania Avenue, N.W.

Washington, D.C. 20004
Telephone: (202) 624-2500
Facsimile: (202) 628-5116
Email: slahlou@crowell.com
wsauers@crowell.com
ssarich@crowell.com

*Attorneys for Plaintiffs CoStar Realty
Information, Inc. and CoStar Group, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that service required by Fed. R. Civ. P. 5 was made, and that a true copy of the above document was served upon the attorneys of record for the following parties by electronically filing the document with the Clerk of Court using the CM/ECF system, which caused a Notice of Electronic Filing (NEF) to be sent to the following on June 17, 2008:

Simeon Brier
Gary A. Woodfield
Edwards Angell Palmer Dodge LLP
350 East Las Olas Blvd.
Suite 1150
Fort Lauderdale, FL 33301
sbrier@eapdlaw.com
gwoodfield@eapdlaw.com

Attorneys for Defendant Lawson Valuation Group

R. Wayne Pierce
The Pierce Law Firm, LLC
133 Defense Highway
Suite 106
Annapolis, MD 21401-7015
wpierce@adventurelaw.com

*Attorney for Defendants Mark Field d/b/a Alliance Valuation Group and
Pathfinder Mortgage Company*

Mary-Olga Lovett
Pamela Ferguson
Greenberg Traurig
1000 Louisiana Street
Suite 1800
Houston, TX 7700
lovettm@gtlaw.com

fergusonp@gtlaw.com

Attorneys for Defendant Russ A. Gressett

/s/

Sanya Sarich (admitted *pro hac vice*)
CROWELL & MORING LLP
1001 Pennsylvania Avenue, NW
Washington, D.C. 20004-2595
Telephone: (202) 624-2500
Facsimile: (202) 628-5116
Email: ssarich@crowell.com

*Attorneys for Plaintiffs CoStar Realty
Information, Inc. and CoStar Group, Inc.*