IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
DELTA DIVISION

KELLY MCNEAL, et al.   **PLAINTIFFS**

V.   **NO. 2:70-CV-00029-DMB**

TATE COUNTY SCHOOL
DISTRICT, et al.   **DEFENDANTS**

ORDER GRANTING EXTENSION

On December 7, 2016, this Court entered a Memorandum Opinion and Order which, among other things, directed the Tate County School District to pay the plaintiffs' attorney's fees and costs associated with bringing the plaintiffs' "Motion for Further Relief Pursuant to Desegregation Order, and to Compel Defendants to Reinstitute Sports and Extracurricular Activities at Coldwater Attendance Center High School" and "Motion for Supplemental Relief Pursuant to Desegregation Order, and to Compel Defendants to File Supplemental Reports Report [sic] That Are in Compliance with the August 4, 1970 Desegregation Order." The order provided the plaintiffs fourteen days to submit notices "setting forth their costs and reasonable attorney's fees" associated with the various motions.

On December 30, 2016, the plaintiffs filed a motion to extend the deadline to submit their notices. Doc. #102. The motion and accompanying memorandum, which do not specify a period of extension, argue that an extension is required because the typist for plaintiffs' counsel recently passed away and the typist's replacement was unable to perform the work required. Id; Doc. #103. The District has not responded to the plaintiffs' motion and the time within which it could have done so has expired.

Pursuant to this Court's local rules, "[i]f a party fails to respond to any motion, other than a dispositive motion, within the time allotted, the court may grant the motion as unopposed."

L.U. Civ. R. 7(b)(3)(E). Because the District has not responded to the plaintiffs' motion for extension, the motion [102] is **GRANTED** as unopposed. The plaintiffs' may file their notices of attorney's fees and costs on or before January 26, 2017.

SO ORDERED, this 19th day of January, 2017.

/s/ Debra M. Brown
UNITED STATES DISTRICT JUDGE