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OCT 2 9 2009

**United States District Court** 

U. S. DISTRICT COURT EASTERN DISTRICT OF MISSOURA EASTERN DISTRICT OF MO ST. LOUIS

GREGORY MCKENNA

**Plaintiff** 

Vs.

**Defendants** 

THE ST. LOUIS COUNTY POLICE DEPARTMENT,
OFFICERS CHARLES BOSCHERT, KENNETH
WILLIAMS, 8 UNKNOWN AGENTS OF THE
FEDERAL BUREAU OF INVESTIGATION,
MARK KAPPELHOFF, APPLE INC., A-1
PRIVATE INVESTIGATIONS, TIMOTHY
BONINE, D'ANGELO AUTOMOTIVE,

Case No. 4:09cv1113CDP

JURY DEMANDED

## MEMORANDUM IN SUPPORT OF PLAINTIFF'S

## MOTION FOR EXTENSION OF TIME

COMES NOW, pro se Plaintiff Gregory McKenna, and for his motion for extension of time states the following:

- Plaintiff Gregory McKenna received Defendant Apple Inc.'s motion to dismiss on October 9, 2009.
- 2) On October 23, 2009, Plaintiff discovered that Defendant D'Angelo Automotive filed a motion to dismiss on October 12, 2009. Plaintiff never received a copy of Defendant D'Angelo's motion in the mail despite D'Angelo's alleged certificate of service. Plaintiff proceeded to request a copy of Defendant D'Angelo's motion to dismiss in the mail from the court clerk and is currently waiting for it to arrive in the mail.

- On or around October 20, 2009, Judge Catherine Perry ordered Plaintiff to respond to
   Defendants Apple and D'Angelo no later than Wednesday, November 3, 2009.
- 4) In lieu of the delay, Plaintiff requests an extension of time to incorporate Defendants

  Apple and D'Angelo's in his motions to respond. Plaintiff requests an extension for 5

  business days.

WHEREFORE, Plaintiff moves this Honorable Court for an extension of time for 5 business days to allow Plaintiff to incorporate Defendants Apple and D'Angelo into his motions to respond.

October 26, 2009

Respectfully Submitted

Gregory McKenna

Pro Se Plaintiff

9937 Young Drive, H

Beverly Hills, CA 90212

(310) 213-8851

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 20 day of October, 2009, a true and accurate copy of Plaintiff's Emergency Motion for Preliminary Injunction will be forwarded to the Defendants, via first-class mail, postage prepaid, to:

- 1) Defendants the St. Louis County Police Department, Officers Charles Boschert, & Kenneth Williams, 7900 Forsyth Boulevard, Clayton, Missouri 63105;
- 2) Defendant the FBI, US Attorney's Office, 111 South 10<sup>th</sup> Street, #20.333, St. Louis, MO 63102;

- Defendant Apple Inc. represented by Thompson Coburn LLP, Kathy A. Wisniewski & John W. Rogers, One Bank Plaza, St. Louis, MO 63101;
- 4) Defendant D'Angelo Automotive, 1104 North Jefferson, Florissant, MO 63031.

(NOTE: Defendants Mark Kappelhoff and A-1 Private Investigations have defaulted.

Plaintiff's Motion for Default Judgment will be filed against the Defendants on October 27,

2009. An issuance of an alias summons is pending for Defendant Bonine. A copy of this motion will be sent to Defendant Bonine when an alias summons is issued.)

Gregory McKerns 9937 Yours Dr., H Beneally Hills, CA 90212

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