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**UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

R. BROOKE DUNN
 and NICHOLAS P. HOWEY,

Defendants.

Case No.
 2:09-cv-02213-JCM-VCF

**MOTION OF PLAINTIFF FOR EXTENSION OF TIME TO RESPOND TO
 DEFENDANT DUNN’S MOTIONS IN LIMINE [DKT # 75] AND ORDER
 (FIRST REQUEST)**

Pursuant to Rule 6 of the Fed.R.Civ.P. and Local Rule 6.1, Plaintiff respectfully requests a two-week extension of time within which Plaintiff must respond to Defendant Dunn’s Motions in Limine Nos. 1-6 [Dkt # 75, filed November 4, 2011] from its present date of November 18, 2011, up to and including December 2, 2011.

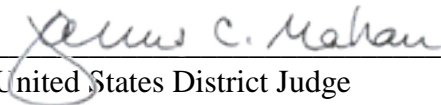
In support of this Motion, Plaintiff states that the extension is sought due to scheduling issues and to give Plaintiff adequate time to respond to the Motions in Limine. Defendant Dunn filed the Motions in Limine prior to the parties’ private mediation conference. Undersigned

counsel, Dugan Bliss, spent a day at that mediation conference as well as substantial time traveling to and from, and preparing for, the mediation. Undersigned counsel, Nancy Gegenheimer, has been briefing deadline-sensitive matters in other cases. Also, one day during the normal two-week response time was a federal holiday (Veterans' Day). The Motions in Limine raise numerous issues regarding the admissibility of Plaintiff's expert testimony and other evidence, which require more than the allotted time to address. Given that trial is scheduled to begin April 23, 2012 – more than five months from now – Plaintiff believes that a two-week extension is reasonable and will not prejudice any party. No previous extensions have been sought. Plaintiff asked Defendant Dunn to stipulate to this requested extension, but he opposes the extension.

Dated: November 14, 2011.

s/ Dugan Bliss
Nancy J. Gegenheimer
Dugan Bliss
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IT IS SO ORDERED:



United States District Judge
Dated: November 18, 2011

CERTIFICATE OF SERVICE

I certify that on November 14, 2011, the foregoing document was electronically filed with the CM/ECF system which will send notification to the following:

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s/ Nicole L. Nesvig