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 8 **UNITED STATES DISTRICT COURT**  
 9 **DISTRICT OF NEVADA**

10 BARRY MICHAELS, )  
 )  
 11 Plaintiff, ) Case No: 2:16-cv-00578-JAD-PAL  
 )  
 12 v. )  
 )  
 13 LORETTA E. LYNCH, Attorney General of the ) **ORDER**  
 United States, in her official capacity; and )  
 14 THOMAS E. BRANDON, Deputy Director, )  
 Bureau of Alcohol, Tobacco, Firearms & )  
 Explosives, in his official capacity, )  
 15 Defendants.

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 17 **DEFENDANTS' UNOPPOSED MOTION FOR EXTENSION OF**  
**TIME TO FILE REPLY BRIEF IN SUPPORT OF MOTION TO DISMISS**

18 Defendants hereby move for an extension of time up to and including November 16, 2016 in  
 19 which to file their reply brief in support of their motion to dismiss.<sup>1</sup> The current deadline is October  
 20 17, 2016. Plaintiff's counsel has consented to the extension of time. In support of this motion,  
 21 Defendants state as follows:  
 22  
 23  
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25 <sup>1</sup> Plaintiff's response to the motion to dismiss incorporated a cross-motion to amend the complaint. *See* ECF No. 35.  
 26 For the sake of simplicity, Defendants plan to combine their reply brief supporting the motion to dismiss with a  
 response to Plaintiff's cross-motion to amend. The requested extension therefore also includes Defendants'  
 response to the cross-motion to amend.

1 Defendants require additional time because of the press of business and scheduling conflicts,  
2 including summary judgment briefing this month on an accelerated schedule. This motion is not  
3 sought merely for delay but in order that justice may be served.

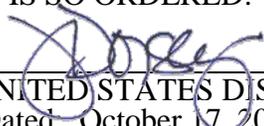
4 Based on the foregoing, Defendants respectfully request that their unopposed motion for an  
5 extension of time be granted.

6 Respectfully submitted this 14th day of October 2016.

7 JOHN R. TYLER  
8 Assistant Branch Director, Federal Programs  
Branch

9 /s/ Daniel Riess  
10 DANIEL RIESS  
Trial Attorney

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13 IT IS SO ORDERED:

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15 \_\_\_\_\_  
UNITED STATES DISTRICT JUDGE  
Dated: October 17, 2016.