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10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 SHAUN ROSIERE,) Case No: 2:16-cv-02286-GMN-PAL

13 Plaintiff,)

14 v.)

**MOTION FOR EXTENSION OF TIME
(First Request)**

15 UNITED STATES OF AMERICA,)

16 Defendant.)

17
18 Pursuant to Fed. R. Civ. P. 6(b)(1) and LR 6-1, Defendant United States moves for an
19 order providing the United States with a thirteen-day extension of time, from November 10,
20 2016 to November 23, 2016 to file its reply to Plaintiff's response (ECF No. 54) to the United
21 States' Motion to Dismiss (ECF No. 42). There have not been any previous requests for such an
22 extension of time. This motion is based on the following Memorandum of Points and
23 Authorities, along with all papers and pleadings on file.

24 Respectfully submitted this 9th day of November 2016.

25 DANIEL G. BOGDEN
United States Attorney

27 /s/ Patrick A. Rose
28 PATRICK A. ROSE
Assistant United States Attorney

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 Federal Rule of Civil Procedure 6(b)(1) and Local Rule IA 6-1 allow a party to request
3 additional time to perform an act. In this case, the United States requests additional time to file
4 its reply for the reasons set forth below.

5 Since the filing of Plaintiff's response, undersigned counsel has had to devote
6 significant time and attention, including after hours on evenings and weekends, to other
7 matters. In particular, undersigned counsel has had to devote significant time to an appellate
8 brief due, by extension, on November 10, 2016 in the matter of *Kornberg v. United States of*
9 *America*, 16-15464.

10 Next week, undersigned counsel will be away from the office for two days in
11 connection with travel and a deposition in another matter.

12 The requested extension will not result in any prejudice to Plaintiff. The Court has
13 stayed proceedings, except for the reply brief that is the subject of this request, for 120 days.

14 Based on these circumstances, the United States requests a thirteen-day extension of
15 time, from November 10, 2016 to November 23, 2016, to file its reply to Plaintiff's response
16 (ECF No. 54) to the United States' Motion to Dismiss (ECF No. 42).

17 Respectfully submitted this 9th day of November 2016.

18 DANIEL G. BOGDEN
19 United States Attorney

20 /s/ Patrick A. Rose
21 PATRICK A. ROSE
22 Assistant United States Attorney

23 IT IS SO ORDERED:

24 
25 UNITED STATES DISTRICT JUDGE

26 DATED this ¹⁴ day of November, 2016.
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