

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

JOHN DOE,

Plaintiff,

v.

CIV. NO. 08-1041 MCA/LFG

CITY OF ALBUQUERQUE,

Defendant.

UNOPPOSED MOTION TO EXCEED PAGE LIMITATIONS

COMES NOW PLAINTIFF, through the undersigned counsel, and moves the Court for leave to exceed the prescribed page limitation as set forth in D.N.M.LR-Civ. 7.5 in his forthcoming Memorandum in Support of his Motion for Summary Judgment pursuant to Fed. R. Civ. P. 56. As grounds for this motion, Plaintiff states:

1. Plaintiff requires up to thirty-five (35) pages to provide a complete analysis of the important claims at stake on behalf of Plaintiff and to ensure that the Court is fully informed about the matters upon which it is asked to rule. Mindful of this Court's valuable time and resources, Plaintiff will be as terse as possible.
2. Gregory Wheeler, counsel for Defendant, has been contacted and states that the Defendant does not oppose this motion.

WHEREFORE, Plaintiff prays for leave to file his forthcoming Memorandum in Support of his Motion for Summary Judgment in excess of the page limitations set forth in D.N.M.LR-Civ. 7.5.

Respectfully submitted,

/s/ Brendan Egan 5/7/2009

George Bach
Brendan Egan
ACLU of New Mexico
Staff Attorneys
P.O. Box 566
Albuquerque, NM 87103
(505) 243-0046
Facsimile (505) 266-5916

Maureen A. Sanders
Co-Legal Director
Sanders & Westbrook, PC
102 Granite Avenue, NW
Albuquerque, NM 87102
(505) 243-2243
OF COUNSEL

Attorneys for Plaintiff

I HEREBY CERTIFY that on May 7, 2009, I filed the foregoing pleading electronically through the CM/ECF system and caused the following parties and/or counsel to be served electronically through the CM/ECF system:

Gregory S. Wheeler
Peter H. Pierotti
Assistant City Attorneys
P.O. Box 2248
Albuquerque, NM 87103

Attorneys for Defendant

/s/ Submitted Electronically 5/7/09

Brendan Egan