

**Bancroft**  
PLLC

July 26, 2011

**BY FACSIMILE AND OVERNIGHT DELIVERY**

The Honorable Barbara S. Jones  
United States District Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

The Honorable James C. Francis  
United States Magistrate Judge  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

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*Windsor v. United States*, 10 Civ. 8435 (BSJ) (JCF)

Dear Judge Jones and Judge Francis:

On behalf of Defendant-Intervenor, the Bipartisan Legal Advisory Group of the U.S. House of Representatives, I write in reference to our upcoming August 1, 2011 filings in the above-captioned case. On that date, the House will file its motion to dismiss as well as its opposition to plaintiff's motion for summary judgment.

We understand that Judge Jones' rules require that memoranda of law should not exceed 25 pages. See Individual Rule of Practice 2.B. As you are aware, you previously granted plaintiff's request to file an initial moving brief of up to 45 pages in support of her summary judgment motion. We respectfully write to request permission to file briefs totaling 70 pages for our opposition to plaintiff's motion for summary judgment and in support of our separate motion to dismiss, to be apportioned as necessary. Given the length of plaintiff's initial moving brief -- 43 pages -- and the significant constitutional issues implicated in this case, we require extra pages to respond adequately to plaintiff's numerous arguments and to brief adequately the complex constitutional and legal issues that support our motion to dismiss.


Respectfully submitted,

  
Conor B. Dugan

cc: James D. Esseks, Esq.  
Roberta A. Kaplan, Esq.  
Jean Lin, Esq.

*Application granted.  
SO ordered.*

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U.S.D.J. 7/26/11