UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NEW YORK

PAUL D. CEGLIA, : Civil Action No. 1:10-cv-00569-RJA

Plaintiff.

v. : <u>DECLARATION OF PAUL A.</u>
ARGENTIERI IN SUPPORT OF

PLAINTIFF'S MOTION TO ENLARGE

MARK ELLIOT ZUCKERBERG and : TIME TO FILE OBJECTIONS

FACEBOOK, INC., : <u>TO MAGISTRATE'S REPORT AND</u>

RECOMMENDATION AND TO

Defendants. : <u>INCREASE THE PAGE LIMIT</u>

Paul A. Argentieri, pursuant to 28 U.S.C. § 1746, declares under the pains and penalties of perjury as follows:

- 1. I am one of the attorneys for Plaintiff in this action and have responsibility for preparing, filing and serving Plaintiff's written objections to the Magistrate Judge's Report and Recommendation dated March 26, 2013.
- 2. I have personal knowledge of the facts stated herein and if called upon to testify as to them, I would competently do so.
- 3. The Magistrate Judge's Report and Recommendation was filed on March 26, 2013, and currently, Plaintiff's written objections to the Magistrate's Report and Recommendation are due on April 9, 2013.
- 4. The Magistrate Judge's Report and Recommendation is 152 pages long. It involves voluminous facts, several expert opinions, and complex mixed questions of law and fact. It requires considerable work to properly prepare Plaintiff's written objections in a

thorough, yet concise, manner. I have been working diligently preparing the objections and I will

need an additional seven days, up to and including April 15, 2013, in which to complete, file and

serve them. I will also require an increase in the allowable page limit of 25 pages so that

Plaintiff may file written objections of up to 50 pages. This is needed due to both the length and

complexity of the issues raised by the Magistrate Judge's Report and Recommendation.

5. I spoke with Alexander H. Southwell, Esq., Defendants' counsel, on April 9,

2013. Mr. Southwell consented to Plaintiff's requests to have until April 15, 2013 to file his

objections to the Magistrate's Report and Recommendation and to Plaintiff's request for an

increase in the page limit to 50 pages. Mr. Southwell, in turn, requested Plaintiff's consent to

allow Defendants until May 6, 2013 to file their opposition and that they be allowed the same 50

page limit for their response. I gave my consent to those requests.

6. This motion by Plaintiff is timely made and is not being made for purposes of

delay, but in good faith.

I declare, under the pains and penalties of perjury of the laws of the United States, that the

foregoing is true and correct.

Executed on April 9, 2013

s/ Paul A. Argentieri

Paul A. Argentieri

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