



May 10, 2017

Via Fax (585-613-4065)

Hon. Michael A. Telesca
United States District Judge
100 State Street
Rochester, NY 14614

Re: JDS Group Ltd. v. Metal Supermarkets Franchising American, Inc., No. 6:17-cv-6293

Your Honor:

Further to my conversations with your law clerk Colleen Holland, we represent the defendant in the reference action. We respectfully request leave to file a response to the pending motion for a temporary restraining order and preliminary injunction until May 19, 2017. My client represents to the Court that it will not seek to install or implement the Metal Tech system with respect to the plaintiff's franchised stores until at least May 30, 2017. If there is a further delay, we will so advise the Court.

Respectfully submitted,

James C. Rubinger

cc: W. Michael Garner, Esq. (via email)
Robert B. Calihan, Esq. (via email)

SO ORDERED

MICHAEL A. TELESKA
United States District Judge

DATE May 10, 2017

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