

2010 to investigate the various claims made by Plaintiff against Defendant and to file an Answer or otherwise respond to the Complaint.

5. Defendant's time to answer or otherwise respond to the Complaint has not yet expired.

6. Undersigned counsel for Defendant has consulted with counsel for the Plaintiff and counsel for the defendant United States of America who both consent to the granting of the requested enlargement of time.

WHEREFORE, Defendant North Carolina Department of Correction move the Court for an Order enlarging time in which to Answer or otherwise respond to Plaintiff's Complaint up to and including 27 December 2010.

Respectfully submitted, this the 19th day of November, 2010.

ROY COOPER
Attorney General

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The undersigned hereby certifies that on 19 November 2010, I electronically filed the foregoing Notice of Appearance with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following counsel of record:

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This the 19th day of November, 2010.

Respectfully submitted,

/s/ Joseph Finarelli
Joseph Finarelli
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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION

No. 4:10-CV-142-D

MARK DANIEL LYTTLE,)
)
 Plaintiffs,)
)
 v.)
)
 THE UNITED STATES OF AMERICA, et)
 al.,)
)
 Defendants.)

ORDER

TO: THE HONORABLE CLERK OF SAID COURT:

Upon motion of Defendant North Carolina Department of Correction, through counsel and for good cause shown, it is ORDERED that Defendant North Carolina Department of Correction be allowed up to and including 27 December 2010 in which to serve an Answer or otherwise respond to the Complaint.

IT IS SO ORDERED.

THIS the _____ day of _____, 20__.

Dennis P. Iavarone, Clerk of Court