## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA EASTERN DIVISION

Case No. 4:10-cv-142-D

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

## PLAINTIFF'S UNOPPOSED MOTION TO EXTEND STAY

## PLAINTIFF'S UNOPPOSED MOTION TO EXTEND STAY

Plaintiff Mark Daniel Lyttle, by and through counsel, moves this Court to extend the stay entered in this case through and including November 13, 2012. In support of this motion, Plaintiff states as follows:

1. On July 27, 2012, the parties jointly moved to stay this case to allow the parties to continue settlement discussions and finalize settlement documents. [ECF Doc. No. 87.]

2. Also on July 27, 2012, this Court entered an order staying this case through and including September 14, 2012. [ECF Doc. No. 88.]

3. Since the Court stayed this case, the parties have continued their good-faith efforts to pursue and finalize settlement. While the parties have agreed in principle to a settlement of all claims against all remaining federal defendants, including the United States of America and all individually-named federal defendants, the parties are continuing to work to finalize certain key provisions of the proposed settlement agreement.

4. The parties are optimistic that they will be able to reach and execute a final settlement agreement and related documents with the benefit of a stay of an additional sixty (60) days.

5. Plaintiff is authorized to state that counsel for the remaining defendants consents to this request to extend the stay.

6. Accordingly, Plaintiff respectfully requests an extension of the stay for an additional sixty (60) days, through and including November 13, 2012.

Respectfully submitted this 12<sup>th</sup> day of September, 2012.

/s/ Alexandria J. Reyes Michael E. Johnson Georgia Bar No. 395039 michael.johnson@troutmansanders.com Brian P. Watt Georgia Bar No. 741841 brian.watt@troutmansanders.com Alexandria J. Reyes Georgia Bar No. 428936 alex.reyes@troutmansanders.com Bank of America Plaza, Suite 5200 600 Peachtree Street, N.E. Atlanta, Georgia 30308-2216

Attorneys for Plaintiff Mark Daniel Lyttle

## **CERTIFICATE OF SERVICE**

I hereby certify that on this day, I electronically filed the foregoing *Plaintiff's* 

Unopposed Motion to Extend Stay with the Clerk of Court using the Court's CM/ECF system,

which will send notification of such filing to all parties of record.

This 12<sup>th</sup> day of September, 2012.

/s/ Alexandria J. Reyes Alexandria J. Reyes Georgia Bar No. 428936 alex.reyes@troutmansanders.com Bank of America Plaza, Suite 5200 600 Peachtree Street, N.E. Atlanta, Georgia 30308-2216

Attorneys for Plaintiff Mark Daniel Lyttle