

THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
NO: 7:12-CV-20-FL

SHERRYL LYNN JACOBS,)
)
 Plaintiff,)
)
)
)
 ROBESON COUNTY PUBLIC LIBRARY,)
 BOARD OF DIRECTORY FOR ROBESON)
 COUNTY PUBLIC LIBRARY, ROBERT F.)
 FISHER, HORACE STACY, GAYLE MCLEAN,)
 and TINA MELLEN STEPP THOMAS)
)
 Defendants.)
)

**Motion for Extension of Time to
Answer or Otherwise Reply
to the Complaint
FRCP 6(b)**

Pursuant to FRCP 6(b) and Local Rule 6, Defendants, Robeson County Public Library, Board of Directory for Robeson County Public Library, Robert F. Fisher, Horace Stacy, Gayle McLean, and Tina Mellon Stepp Thomas, pray the Court for an extension of time and in support of this Motion show the Court as follows:

1. At least one of the Defendants was served on February 22, 2012, making a Response due on or before March 14, 2012, and the time for responding has not expired;
2. Upon receipt of the Complaint, the Defendants forwarded it to their liability insurance carrier for defense;
3. Subsequently, Defendants' insurance carrier advised that it would not defend the claim and the Defendants had to privately retain counsel to defend this case;
4. Counsel needs additional time to prepare an Answer or other Responsive pleading on behalf of the Defendants and to interview all of the individual members of the Board of Directors named and unnamed to insure that there are no conflicts of interest among them and if so, give the affected parties time to retain counsel of their own;

5. I have attempted to consult with the Pro Se Plaintiff by leaving her a voice mail on March 12, 2012, a message with her husband on March 12, 2012, and also a message with her husband on March 13, 2012, but she has not returned my calls.

6. This Motion is not made for the purpose of delay, but is made to make sure that all of the rights of the parties are properly protected.

WHEREFORE, the undersigned on behalf of the named Defendants prays the Court for an Extension of Time to Respond to the Complaint for twenty (20) days through and including April 3, 2012.

This the 13th day of March, 2012.

/s/ William R. Purcell, II

William R. Purcell, II

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North Carolina State Bar No: 13080

Attorney for Defendants

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon Plaintiff by depositing a copy thereof in the United States mail, first-class, postage prepaid, addressed as follows:

Ms. Sherryl Lynn Jacobs
Post Office Box 175
Orrum, North Carolina 28369

This the 13th day of March, 2012

/s/ William R. Purcell, II

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