## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

RYAN MCFADYEN, et al., Plaintiffs,

ν.

1:07-CV-953

DUKE UNIVERSITY, et al., Defendants.

# PLAINTIFFS' MOTION FOR EXTENSION OF TIME TO RESPOND TO LINWOOD WILSON'S MOTION FOR ORDER TO SHOW CAUSE

Plaintiffs Ryan McFadyen, Matthew Wilson, and Breck Archer, through undersigned counsel, hereby respectfully request that the deadline to respond to Defendant Linwood Wilson's Motion for Order to Show Cause [DE 367] be extended 3 days from the current deadline of April 21, 2014 to April 24, 2014.

In support of this Motion, Plaintiffs show the following:

- 1. Defendant Linwood Wilson filed his Motion for Order to Show Cause on March 27, 2014.
- 2. The time within which to file a response has not yet expired.
- 3. Counsel for Plaintiffs require additional time to develop and prepare Plaintiffs' Response. Thus, Plaintiffs respectfully request an extension of 3 days to file their Response up to and including April 24, 2014.
- 4. Counsel for Plaintiffs submit that this Motion is made in good faith and not for the purposes or delay or otherwise unduly disrupting the schedule of this case.

#### **CONCLUSION**

For the reasons set forth above, Plaintiffs respectfully request that the Court grant Plaintiffs' Motion for a 3-day extension of the deadline to respond to Defendant Linwood Wilson's Motion for Order to Show Cause.

April 21, 2014

Respectfully submitted by:

EKSTRAND & EKSTRAND LLP

Counsel for Plaintiffs

/s/ Robert C. Ekstrand

Robert C. Ekstrand N.C. Bar No. 26673 110 Swift Avenue, Second Floor Durham, North Carolina 27705 RCE@ninthstreetlaw.com Tel. (919) 416-4590 Fax. (919) 416-4591

/s/ Stefanie Sparks Smith

Stefanie Sparks Smith N.C. Bar No. 42345 110 Swift Avenue, Second Floor Durham, North Carolina 27705 SAS@ninthstreetlaw.com Tel. (919) 416-4590 Fax. (919) 416-4591

### IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

RYAN MCFADYEN, et al., Plaintiffs,

ν.

1:07-CV-953

DUKE UNIVERSITY, et al., Defendants.

#### **CERTIFICATE OF SERVICE**

I hereby certify that on April 21, 2014, I electronically filed the foregoing with the Clerk of Court using the CM/ECF System, which will send notice of the filing to counsel of record for Defendants and Defendant Linwood Wilson, all of who are registered CM/ECF users.

Dated: April 21, 2014 EKSTRAND & EKSTRAND LLP

Counsel for Plaintiffs

/s/ Stefanie Sparks Smith

Stefanie Sparks Smith N.C. Bar No. 42345 110 Swift Avenue, Second Floor Durham, North Carolina 27705 SAS@ninthstreetlaw.com Tel. (919) 416-4590 Fax. (919) 416-4591