

EXHIBIT E

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

JOSEPH R. REISINGER

CIVIL ACTION NO 3:07-1221

v.

**(MUNLEY, D.J.)
MANNION, M.J.)**

**SENECA SPECIALTY INSURANCE
COMPANY**

**PLAINTIFF'S MOTION FOR EXTENSION
TO RESPOND TO
DEFENDANT SENECA INSURANCE COMPANY'S
MOTION FOR SUMMARY JUDGMENT**

The Plaintiff, Joseph R. Reisinger, by and through his counsel, Kevin M. Walsh, Esquire, respectfully requests this Court to extend by seven (7) days the time within which Plaintiff may respond to and brief Plaintiff's Motion For Summary Judgment, and in support hereof is the following:

1. On about 4-26-10, Defendant Seneca filed a Motion For Summary Judgment.
2. Simply stated, Plaintiff's Response To Defendant's Motion For Summary Judgment, Plaintiff's Response To Defendant's Statement of Material

Facts and Plaintiff's Brief in Opposition To Defendant's Motion For Summary Judgment are substantially complete, excepting for some client information/fact checks and final client consultation/review.

3. It is with a great amount of personal disappointment and frustration that Plaintiff requests Plaintiff's counsel to request an extension of seven (7) days time to respond and brief the issues because:

a) A medical issues affecting Plaintiff have precluded the ability of Plaintiff and counsel to effectively meet and finish the brief.

b). By short history, Plaintiff commenced right eye problems on Thursday 6-17-10. Sought out and received emergency eye care Friday 6-18-10. The diagnosis was serious corneal abrasion and infection. Notwithstanding medication, the normal use (including vision) of the right eye was not expected for 7 days. Simply stated, Plaintiff will be incapacitated for most of this week as a result of the pain, infection, medications, and related residuals.

c) Plaintiff submits a seven (7) day extension will not unduly cause any prejudice to Defendant.

4. This is not Plaintiff's first Motion For Extension of time to respond to Defendant's Motion For Summary Judgment.

WHEREFORE, Plaintiff and Plaintiff's undersigned counsel respectfully request an additional seven (7) days within which to file Plaintiff's Brief and

Respond to Defendant's Motion For Summary Judgment together with such other and further relief as this Court deems just and proper.

/s/Kevin M. Walsh, Esquire

Kevin M. Walsh, Esquire

Attorney for Plaintiff

I.D. No. 35209

297-299 Pierce Street

Kingston, PA 18704

570-283-3041

570-283-2778 (fax)

(A Proposed Order follows this Motion.)

(A Certificate of Concurrence/Nonconcurrence follows this Motion.)

(A Certificate of Service follows this Motion.)

CERTIFICATE OF CONCURRENCE/NONCURRENCE

Plaintiff's counsel certifies that, on the 21st day of June, 2010, a true and correct copy of this Motion was faxed to Defendant's counsel requesting concurrence and that: _____ Defendant's Counsel concurred; _____ Defendant's counsel did not concur; or, X no response was received at the time the motion was filed.

So certified:

/s/Kevin M. Walsh, Esquire
Kevin M. Walsh, Esquire
Attorney for Plaintiff
I.D. No. 35209
297-299 Pierce Street
Kingston, PA 18704
570-283-3041
570-283-2778 (fax)

CERTIFICATE OF SERVICE

I, Kevin M. Walsh, Esquire, hereby certify that I forwarded a true and correct copy of the foregoing to the below named on the 21st day of June, 2010, addressed as follows:

**Christopher P. Leise, Esquire
White and Williams, LLP
Electronic Filing
457 Haddonfield Road, Suite 400
Cherry Hill, NJ 08002-2220**

- **Via Clerk's Notice of**

/s/Kevin M. Walsh, Esquire
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I.D. No. 35209
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