

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

KAREN MCPETERS, individually, and on	§	
Behalf of those individuals, persons and	§	
entities who are similarly situated,	§	
Plaintiff,	§	
	§	
V.	§	CIVIL ACTION NO. 4:10cv1103
	§	
THE HONORABLE FREDERICK E.	§	
EDWARDS, BARBARA GLADDEN	§	
ADAMICK, DISTRICT CLERK;	§	
MONTGOMERY COUNTY, TEXAS, and	§	
REED ELSEVIER, INC., d/b/a	§	
LexisNexis,	§	
Defendants.	§	

**DEFENDANTS’S, MONTGOMERY COUNTY AND BARBARA ADAMICK, MOTION  
FOR LEAVE TO FILE A MOTION TO DISMISS AND BRIEF IN SUPPORT WHICH  
EXCEEDS TWENTY-FIVE PAGES**

TO THIS HONORABLE UNITED STATES DISTRICT COURT:

COME NOW, Defendants, Montgomery County and Barbara Adamick, who file this motion for leave to file a motion to dismiss and brief in support of their motion to dismiss which exceeds twenty-five (25) pages, and in support thereof, would respectfully show this Court as follows:

**ARGUMENT AND AUTHORITIES**

This cases involves multiple claims against multiple Defendants and requires analysis of many issues, pertaining to various alleged constitutional deprivations and defenses and state law claims and defenses. Defendants’ motion, which is, in fact, a consolidated motion, is in response to Plaintiff’s 57-page Amended Complaint. Defendants’ consolidated motion is shorter than two separate motions. Therefore, in the interest of efficiency and to conserve valuable judicial resources which would be expended by analyzing separate memorandums for both defendants

and all of Plaintiffs' claims, the Defendants seek leave to file a motion and brief in support of 32 pages, exclusive of the Table of Contents and Table of Authorities.

**PRAYER**

FOR THE FOREGOING REASONS, Defendants, Montgomery County and Barbara Adamick, respectfully move this Court to grant this motion, grant leave to file a motion and brief in support of 32 pages, exclusive of the Table of Contents and Table of Authorities and afford these Defendants all other relief to which they are justly entitled in law and equity.

Respectfully submitted,

DAVID K. WALKER  
MONTGOMERY COUNTY ATTORNEY

By: /s/ Sara M. Forlano  
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ATTORNEY FOR DEFENDANTS,  
MONTGOMERY COUNTY AND  
BARBARA GLADDEN ADAMICK,  
MONTGOMERY COUNTY DISTRICT  
CLERK

**CERTIFICATE OF CONFERENCE**

I hereby certify that on June 1, 2010, I conferred with Plaintiffs' counsel regarding the filing of a motion for leave to file a motion to dismiss and brief in support which exceeds twenty-five pages and Plaintiffs' counsel indicated he was not opposed.

/s/ Sara M. Forlano  
Sara M. Forlano

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was forwarded, via facsimile, hand-delivery, certified mail, return receipt requested, and or in accordance with this district's ECF rules, on June 1 , 2010 to the following

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ATTORNEY FOR PLAINTIFF,  
KAREN MCPETERS

/s/ Sara M. Forlano  
Sara M. Forlano