

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

Daniel R. Castro
Plaintiff

v.

ENTREPRENEUR MEDIA, INC.
Defendant

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**CIVIL ACTION NO:
A:10-CA-695-LY**

**PLAINTIFF'S VACATION NOTICE AND UNOPPOSED MOTION TO
EXTEND VARIOUS DEADLINES**

NOW COMES Plaintiff, Daniel R. Castro, and files this Vacation Notice and Unopposed Motion To Extend Various Deadlines and would show unto the Court as follows:

I. VACATION NOTICE

This is to notify the court that Plaintiff, Daniel R. Castro ("Castro"), who is operating pro se in this proceeding, will be on vacation for the Christmas Holidays from December 23, 2010 until January 11, 2010. Castro respectfully requests that the court not schedule any hearings during this period.

II. REQUEST TO EXTEND VARIOUS DEADLINES

There are several motions pending before the court at this time, all of which are not yet ripe for decision because the parties have not yet completed briefing:

- (1) Defendant's Partial Motion To Dismiss Under Rule 12(b)(6);
- (2) Plaintiff's Motion For Leave to File Separate Responses to Defendant's Partial Motion to Dismiss Under Rule 12(b)(6);
- (3) Plaintiff's Motion For Extension of Page Length.

Plaintiff has obtained the consent of opposing counsel for the extension of the following deadlines. Plaintiff has already filed his response(s) to Defendant's Partial Motion To Dismiss Under Rule 12(b)(6). However, along with his response(s), Plaintiff filed a Motion For Leave to File Separate Responses and a Motion to Extend Page Length.

Defendant filed its Response to Castro's Motion To File Separate Responses and to Castro's Motion To Extend Page Length on December 21, 2010. The parties have agreed to give Castro until January 24, 2011 to file his Reply to Defendant's Response to these motions (assuming the Court has not yet ruled on those motions pursuant to Local Rule CV-7(e)).

In the event that the court should deny Plaintiff's Motion For Leave to File Separate Responses and/or Plaintiff's Motion To Extend Page Length, the parties have agreed to give Castro fifteen (15) days from the date of the court's order to comply with the court's order.

Accordingly, Plaintiff respectfully requests that his deadlines to file his replies to Defendant's response to Plaintiff's Motion For Leave to File Separate Responses and Motion to Extend Page Length be extended through and including January 24, 2011. Also, in the event that the court should deny Plaintiff's Motion For Leave to File Separate Responses and/or Motion To Extend Page Length, Plaintiff requests fifteen (15) days from the date of the court's order to comply with the court's order.

Finally, should the Defendant file any motions during Plaintiff's period of vacation, Plaintiff requests until January 24, 2011 to file his responses to such motions.

Respectfully submitted,
CASTRO & BAKER, LLP


By: _____



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CERTIFICATE OF CONFERENCE


The undersigned hereby certifies that he consulted with opposing counsel on this motion and has obtained his consent via email.


Daniel R. Castro

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of this pleading was filed with the Clerk of the Court using CM/ECF system, which will send a notification of a Notice of Electronic Filing to the following counsel of record on December 21, 2010:

	William G. Barber Pirkey Barber, LLP 600 Congress Avenue, Suite 2120 Austin, Texas 78701
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**ORDER GRANTING UNOPPOSED MOTION TO
EXTEND VARIOUS DEADLINES**

Before the Court is Plaintiff's Vacation Notice and Unopposed Motion to Extend Various Deadlines. The Court having considered the motion, and the fact that it is unopposed, is of the opinion that the Motion should be granted.

ACCORDINGLY, IT IS ORDERED that Plaintiff shall have up to and including January 24, 2011 to file his replies to Defendant's Responses to Plaintiff's Motion For Leave to File Separate Responses and Motion to Extend Page Length.

Also, in the event that Defendant files any motions on or before January 11, 2011, Plaintiff's deadline to respond is hereby extended to and including January 24, 2011.

Signed and executed this ____ day of December 2010.

The Honorable Lee Yeakel