

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division

COMMONWEALTH OF VIRGINIA)
EX. REL. KENNETH T. CUCCINELLI, II,)
)
Plaintiff,)
)
v.)
)
KATHLEEN SEBELIUS,)
SECRETARY OF THE DEPARTMENT OF)
HEALTH AND HUMAN SERVICES,)
)
Defendant.)
_____)

Civil Action No.: 3:10CV188

ORDER

This matter is before the Court upon the motion of defendant to modify one provision in the Scheduling Order issued by the Court on April 30, 2010. Finding it proper to do so, it is hereby

ORDERED that paragraph 1 of the Scheduling Order issued April 30, 2010, is hereby modified as follows: the provision requiring defendant to file her answer within eleven days of April 30, 2010, is deleted. Defendant shall file her answer or otherwise respond to the complaint on or before May 24, 2010. If the Defendant files a motion to dismiss the Complaint, the time for the filing of her Answer shall be deferred until 14 days after a ruling on that motion to dismiss.

Entered: _____

Henry E. Hudson
United States District Judge