

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

AARON TOBEY,)

Plaintiff,)

v.)

JANET NAPOLITANO, et al.,)

Defendants.)

Civil Action No. 3:11cv154-HEH


ORDER

This matter is before the Court upon the motion of the federal defendants to modify one provision of the Scheduling Order issued by the Court on July 5, 2011 (docket # 37). Finding it is proper to do so, it is hereby

ORDERED that paragraph 1 of the July 5, 2011 Scheduling Order, which requires the federal defendants to file their answer within 11 days, is stayed; and it is

FURTHER ORDERED that, should the Court deny the federal defendants' pending Motion to Dismiss, the federal defendants shall file an Answer within 14 days of such a ruling on the pending dispositive motion.

Dated: July 14, 2011

 /s/
HENRY E. HUDSON
UNITED STATES DISTRICT JUDGE