

The Honorable Edward F. Shea

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UNITED STATES DISTRICT COURT  
 EASTERN DISTRICT OF WASHINGTON  
 AT SPOKANE

SARAH BRADBURN, PEARL	)	
CHERRINGTON, CHARLES	)	
HEINLEN, and THE SECOND	)	NO. CV-06-327-EFS
AMENDMENT FOUNDATION,	)	
	)	JOINT MOTION FOR EXTENSION
Plaintiffs,	)	OF TIME TO FILE JOINT
	)	STATEMENT OF
v.	)	UNCONTROVERTED FACTS
	)	
NORTH CENTRAL REGIONAL	)	Noted: March 12, 2008 Without Oral
LIBRARY DISTRICT,	)	Argument
	)	
Defendant.	)	
	)	

Plaintiffs Bradburn, Cherrington, Heinlen, and Second Amendment  
 Foundation ("Plaintiffs") and Defendant North Central Regional Library District

JOINT MOTION FOR EXTENSION OF  
 TIME TO FILE JOINT STATEMENT  
 OF UNCONTROVERTED FACTS - 1

CV-06-327-EFS  
 #662528 v1 / 42703-001

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1 (“NCRL”) (collectively, “the parties”) present this Joint Motion for Extension of  
2 Time to File Joint Statement of Uncontroverted Facts. The parties agree that  
3 this motion may be heard on an expedited basis and without oral argument  
4 pursuant to LR 7.1(h).  
5

6  
7 Pursuant to the Scheduling Order (Ct. Rec. 26, pg. 3, lns. 8-11), the  
8 parties were to have filed a Joint Statement of Uncontroverted Facts for  
9 purposes of Fed. R. Civ. Pro. 56(d) three days following service of the reply  
10 brief(s) associated with the pending summary judgment motions. With the  
11 Court’s permission, that deadline was informally extended to March 10, 2008.  
12

13  
14 The parties now request a further extension of time to file the Joint  
15 Statement of Uncontroverted Facts to March 24, 2008. In support of their  
16 request, the parties state:  
17

18 (a) The summary judgment motions are set for hearing on April 15,  
19 2008.  
20

21 (b) The parties are working cooperatively, diligently and in good faith  
22 toward preparation of a Joint Statement of Uncontroverted Facts in compliance  
23 with Fed. R. Civ. Pro. 56(d) and the expectations of this Court. The parties  
24 anticipate working in this manner through completion of the task, and have  
25  
26

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28 JOINT MOTION FOR EXTENSION OF  
TIME TO FILE JOINT STATEMENT  
OF UNCONTROVERTED FACTS - 2

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1 already exchanged drafts of a joint statement. However, the breadth and depth  
2 of factual information developed through discovery is substantial, and Plaintiffs'  
3 and NCRL's separate statements of fact each contained over 100 paragraphs.  
4 Melding the parties' respective documents into a single joint statement most  
5 useful for the Court is time-intensive and will require several more drafts and  
6 much additional interaction between the parties' counsel before a final  
7 consensus can be reached.

11 (c) The attorney for Plaintiffs who primarily drafted Plaintiffs' various  
12 fact statements has planned to be away from work during the period March 10-  
13 14, 2008. One of NCRL's counsel is preparing for trial in another matter which  
14 is set to begin on March 20, 2008.

17 (d) Trial is scheduled for June 2, 2008. The parties' first pre-trial  
18 submission (witness/exhibit lists and deposition designations) is due March 22,  
19 2008 which – because that date falls on a weekend – becomes March 24, 2008.  
20 (Ct. Rec. 26).

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28 JOINT MOTION FOR EXTENSION OF  
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1 **CONCLUSION**

2 Based upon the foregoing, the parties respectfully request that the  
3  
4 deadline for filing the Joint Statement of Uncontroverted Facts be extended to  
5 March 24, 2008.  
6

7 DATED this 10<sup>th</sup> day of March, 2008.  
8

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28 JOINT MOTION FOR EXTENSION OF  
TIME TO FILE JOINT STATEMENT  
OF UNCONTROVERTED FACTS - 4

1  
2  
3 **CERTIFICATE OF SERVICE**

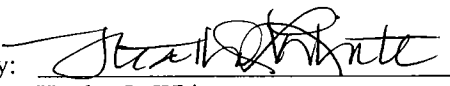
4 I hereby certify that on March 10, 2008, I electronically filed the foregoing with the Clerk of the Court  
5 using the CM/ECF system which will send notification of such filing to the persons listed below:

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15 By:   
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26  
27  
28 **JOINT MOTION FOR EXTENSION OF  
TIME TO FILE JOINT STATEMENT  
OF UNCONTROVERTED FACTS - 5**  
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