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1 2 3 4 5 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 6 AT TACOMA 7 JAMES EDWARD CURTIS, 8 NO. C08-5109 BHS/KLS Plaintiff. ORDER GRANTING MOTION FOR 9 EXTENSION OF TIME TO RESPOND v. TO DEFENDANT'S MOTION FOR 10 SUMMARY JUDGMENT TERRY J. BENDA and WILLIAM E. 11 RILEY, 12 Defendants. 13 Before the Court is Plaintiff's motion for an extension of time to respond to Defendant 14 Riley's motion for summary judgment. ECF No. 193. Plaintiff has recently obtained counsel 15 and counsel will require additional time to review the files and adequately respond to the 16 motion for summary judgment. ECF No. 193. Defendant Riley is not opposed to an 17 extension of sixty days. ECF No. 195. 18 19 Counsel is directed to correct his pleadings to show that Judge Benjamin H. Settle is 20 the presiding District Judge in this case. 21 Accordingly, it is **ORDERED**: 22 (1) Plaintiff's motion for extension (ECF No. 193) is **GRANTED**. Plaintiff shall 23 file his response to Defendant's motion for summary judgment on or before October 31, 24 **2011.** Defendant may file a reply **on or before November 4, 2011.** The Clerk is directed to 25 re-note Defendant's motion for summary judgment (ECF No. 191) for November 4, 2011. 26

(2) The Clerk shall send a copy of this Order to Plaintiff and counsel for Defendants. **DATED** this <u>2nd</u> day of September, 2011. Karen L. Strombom United States Magistrate Judge