

UNITED STATES DISTRICT COURT

FOR THE

DISTRICT OF VERMONT

GROCERY MANUFACTURERS)
ASSOCIATION, SNACK FOOD)
ASSOCIATION, INTERNATIONAL)
DAIRY FOODS ASSOCIATION, and)
NATIONAL ASSOCIATION OF)
MANUFACTURERS,)

Plaintiffs,)

v.)

Case No. 5:14-cv-117

WILLIAM H. SORRELL, in his official)
capacity as the Attorney General of Vermont;)
PETER E. SHUMLIN, in his official capacity)
as Governor of Vermont; HARRY L. CHEN,)
in his official capacity as Commissioner of the)
Vermont Department of Health; and JAMES B.)
REARDON, in his official capacity as)
Commissioner of the Vermont Department)
of Finance and Management,)

Defendants.)

DEFENDANTS' STIPULATED MOTION FOR EXTENSION OF TIME

Defendants, William H. Sorrell, Peter E. Shumlin, Harry L. Chen, and James B. Reardon, by and through their attorneys, the Vermont Attorney General's Office, hereby move this Court for an extension of their time to file an answer or otherwise move in response to Plaintiffs' Complaint until August 8, 2014. Counsel for Plaintiffs have been contacted and have consented to the extension. In support of their Motion, Defendants rely on the following Memorandum of Law.

MEMORANDUM OF LAW

Under Rule 6(b) of the Federal Rules of Civil Procedure, the Court has discretion to grant an extension of the time to file responsive pleadings or other papers. Plaintiffs filed their Complaint in this matter on June 12, 2014 and served Defendants by sheriff through the Vermont Attorney General on June 16, 2014. According to Rule 12(a), the State's answer or other response is presently due to be filed on July 7, 2014. This motion is being filed prior to the expiration of that deadline. The extension is necessary in order to allow counsel for the State sufficient time to review and analyze the factual statements and legal assertions made by Plaintiffs in their Complaint and to address the important and numerous constitutional and other complex issues of law raised by Plaintiffs' claims so that they may present an appropriate and thorough response. No undue prejudice or delay will occur if the requested extension is granted.

WHEREFORE, Defendants respectfully request that the Court grant the Stipulated Motion for an extension of the time to file their answer or otherwise move in response to Plaintiffs' Complaint until August 8, 2014.

DATED at Montpelier, Vermont this 7th day of July, 2014.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

By: /s/ Megan J. Shafritz
Megan J. Shafritz
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Counsel for Defendants, William H.
Sorrell, Peter E. Shumlin, Harry L.
Chen, and James B. Reardon

CERTIFICATE OF SERVICE

I, Megan J. Shafritz, Esq., attorney for Defendants, hereby certify that on July 7, 2014, I electronically filed Defendant's Stipulated Motion for Extension of Time with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all registered participants.

DATED at Montpelier, Vermont this 7th day of July 2014.

STATE OF VERMONT

WILLIAM H. SORRELL
ATTORNEY GENERAL

By: /s/ Megan J. Shafritz
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