## UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

FELD ENTERTAINMENT, INC.

:

Plaintiff,

:

v. : Case No. 07- 1532 (EGS)

.

AMERICAN SOCIETY FOR THE

PREVENTION OF CRUELTY

ANIMALS, et al.

:

Defendants.

endants.

## PLAINTIFF FELD ENTERTAINMENT, INC.'S MOTION FOR EXTENSION OF TIME

Plaintiff Feld Entertainment Inc. ("FEI") hereby seeks an extension of time to respond to the following filings made by defendants on August 9, 2012, which, under Fed. R. Civ. P. 12 and Local Rule 7, would be due on the dates indicated below:

- (1) Defendants' Motion for Certification or, in the Alternative, for Reconsideration (DE 105) (Opposition due to be filed on August 27, 2012);
- (2) Meyer, Glitzenstein & Crystal's ("MGC") Counterclaim (DE 97) (Rule 12 Motion due to be filed on September 4, 2012);
- (3) Answers of all defendants, except Born Free (DE 96-104) (Rule 12 Motion due to be filed on September 4, 2012).

Defendant Born Free USA United with Animal Protection Institute ("Born Free") was granted an extension of time to file its Answer, by consent motion, until August 29, 2012 (DE 95). FEI seeks to file one consolidated Rule 12 motion responding to all of defendants' Answers. Accordingly, given that API's Answer is not due to be filed until August 29, 2012,

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and given that the filings to which FEI must respond are voluminous, FEI hereby seeks until

Friday, September 7, 2012 to respond to all of the above.

Pursuant to Local Rule 7(m), counsel for FEI conferred with counsel for defendants, who

represented that:

• Defendants ASPCA, FFA, HSUS, Born Free, WAP and Rider do not oppose the

relief requested herein.

• Defendants MGC, Katherine Meyer, Eric Glitzenstein and Howard Crystal (1)

take no position on FEI's request for a time extension to file Rule 12 motions in response to

MGC's counterclaim and defendants' answers and (2) do not oppose FEI's request for a time

extension to respond to defendants' motion for certification or, in the alternative, for

reconsideration, because FEI has consented to the same time extension (11 days) for their reply.

• Defendants AWI, Lovvorn and Ockene did not respond, as requested, before the

filing of this motion.

Dated: August 22, 2012

Respectfully submitted,

/s/ John M. Simpson

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## [PROPOSED] ORDER

Upon consideration of Plaintiff Feld Entertainment, Inc.'s ("FEI") Motion for Extension of Time, and any oppositions thereto, it is this \_\_\_\_\_\_ day of August, hereby

**ORDERED** that the Motion is **GRANTED**; and it is further

**ORDERED** that FEI's (1) Opposition to Defendants' Motion for Certification or, in the Alternative, for Reconsideration; (2) response to Meyer, Glitzenstein & Crystal's Counterclaim; and (3) responses to defendants' Answers are due to be filed on **Friday, September 7, 2012.** 

THE HONORABLE EMMET G. SULLIVAN UNITED STATES DISTRICT JUDGE