

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

JOAQUÍN CARCAÑO, et al.,)
)
Plaintiffs,)
)
v.)
)
PATRICK MCCRORY, in his official)
capacity as the Governor of)
North Carolina, et al.,)
)
Defendants,)
)
and) 1:16CV236
)
PHIL BERGER, in his official)
capacity as PRESIDENT PRO)
TEMPORE OF THE NORTH CAROLINA)
SENATE, and TIM MOORE, in his)
official capacity as SPEAKER)
OF THE NORTH CAROLINA HOUSE OF)
REPRESENTATIVES,)
)
Defendant-)
Intervenors.)

ORDER

Before the court is a motion for extension of time filed by the University of North Carolina, the Board of Governors of the University of North Carolina, and W. Louis Bisette, Jr., in his official capacity as Chair of the Board of Governors (collectively, the "UNC Defendants"), pursuant to Fed. R. Civ. P. 6(b). (Doc. 40.) The UNC Defendants seek to postpone the deadlines for their responses to the amended complaint (Doc. 9) and Plaintiffs' motion for preliminary injunction (Doc. 21) until thirty days after the court rules on the UNC Defendants' motion to stay the proceedings

against them (Doc. 38). Plaintiffs oppose the motion to the extent that it would delay proceedings related to the preliminary injunction, but they do not oppose the motion as it relates to the UNC Defendants' response to the amended complaint. (Doc. 42 at 1.)

For the reasons cited in the motion, and other good cause shown, the court will grant UNC Defendants' motion to the extent that the UNC Defendants seek additional time to respond to the amended complaint. However, the UNC Defendants' participation is necessary to aid the court's consideration of the pending motion for preliminary injunction. As a result, the court will deny the motion to the extent that the UNC Defendants seek additional time to respond to the motion for preliminary injunction.

IT IS THEREFORE ORDERED that the UNC Defendants' motion for extension of time (Doc. 40) is GRANTED IN PART and DENIED IN PART. The UNC Defendants' response to the amended complaint (Doc. 9) shall be due thirty days after the court issues a ruling on the motion to stay (Doc. 38). The UNC Defendants' response to Plaintiffs' motion for preliminary injunction (Doc. 21) remains due June 9, 2016.

 /s/ Thomas D. Schroeder
United States District Judge

June 6, 2016