

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA,

Plaintiff,

RACHEL TUDOR,

Plaintiff-Intervenor,

v.

Case No. CIV-15-324-C

SOUTHEASTERN OKLAHOMA STATE
UNIVERSITY, and

THE REGIONAL UNIVERSITY SYSTEM
OF OKLAHOMA,

Defendants.

DEFENDANTS' MOTION FOR EXTENSION TO FILE REPLY

Defendants, Southeastern Oklahoma State University and the Regional University System of Oklahoma ("Defendants") hereby request an extension of time to reply to Plaintiffs' Response to Defendants' Second Motion in Limine pursuant to LCvR 7.1(h). Such an extension will allow Defendants to adequately read and reply to Plaintiffs' Response. In support of this application, Defendants state as follows:

1. Plaintiff filed this action on March 30, 2015.
2. Defendants filed their Second Motion in Limine on August 11, 2016 [Doc. 98].

The basis of this motion was to exclude testimony of Dr. Robert Dale Parker.

3. After filing the Second Motion in Limine, this case was stayed on August 31, 2016 pending resolution of *Texas v. United States*, No. 7:16-cv-00054 (N.D. Tex.), a case in which the State of Oklahoma was a Plaintiff.

4. The parties have attended two settlement conferences, neither of which were successful.

5. The case was stayed on September 6, 2016, and a new Scheduling Order was ultimately entered on June 13, 2017.

6. Plaintiffs filed their Response to Defendants' Second Motion in Limine on August 14, 2017, over a year after Defendants filed their Motion. [Doc. 147]. Plaintiffs' Response contains over one hundred (100) pages of exhibits.

7. Defendants Reply is currently due on August 21, 2017.

8. Defendants request an additional seven (7) days to respond, making their Reply due August 28, 2017.

9. This application is made in good faith and not for the purpose of delay but the additional time is necessary in order for Defendants to Reply to Plaintiffs' Response.

10. Counsel for Defendants attempted to contact counsel for Plaintiffs regarding this extension, but have not yet received a response.

11. Trial in this case is set for November 2017. Consequently, if granted, the requested extension will have no impact on any trial or scheduled deadlines other than the Reply date itself.

12. A proposed order granting this application is submitted separately herewith.

WHEREFORE, Defendants request that the Court grant them an extension of time until August 28, 2017 to file their Reply to Plaintiffs' Response.

Respectfully submitted,

/s/ Timothy M. Bunson

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CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of August 2017, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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