

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

DREW ADAMS, a minor, by and through
his next friend and mother, ERICA
ADAMS KASPER,

Plaintiff,

Case No.: 3:17-cv-00739-TJC-JBT

v.

THE SCHOOL BOARD OF ST. JOHNS
COUNTY, FLORIDA; TIM FORSON, in his
official capacity as Superintendent of
Schools for the St. Johns County School
District; and LISA KUNZE, in her official
capacity as Principal of Allen D. Nease High
School,

Defendants.

**DEFENDANTS' UNOPPOSED MOTION TO ENLARGE THE PAGE LIMITATION
FOR DEFENDANTS' RESPONSE TO PLAINTIFF'S MOTION FOR PRELIMINARY
INJUNCTION¹**

Defendants, through their undersigned counsel and pursuant to *Fed. R. Civ. P.* 6(b) and *M.D. Fla. Loc. R.* 3.01(d), jointly move this Court for leave to file a response to Plaintiff's Motion for Preliminary Injunction (Doc. 22) in excess of 20 pages. In support hereof, Defendants state as follows:

1. Plaintiff filed a 25-page Motion for Preliminary Injunction on July 19, 2017, which included over 200 pages of proffered evidence. (Docs. 22 and 22-1).

¹ Defendants Superintendent Forson and Principal Kunze, in their official capacities, have filed a Motion to Dismiss. (Doc. 34). The instant Motion is being filed on behalf of all Defendants in the event the Motion to Dismiss is not addressed prior to the deadline for Defendants to respond to Plaintiff's Motion for Preliminary Injunction.

The Motion for Preliminary Injunction raises novel legal claims under Title IX of the Educational Amendments of 1972 and the Fourteenth Amendment's Equal Protection Clause.

2. Absent permission from the Court, Defendants' response may not exceed 20 pages. M.D. Fla. Loc. R. 3.01(b).

3. In order to appropriately respond to the novel legal and factual claims raised by Plaintiff's Motion for Preliminary Injunction, Defendants respectfully submit that they will need to exceed the 20-page limit mandated by the Local Rules of this Court. As such, Defendants request an enlargement of the page limitation from 20 pages to 35 pages.

4. Based on the foregoing, Defendants submit that this Motion is made for good cause shown and not for improper purpose or delay. Moreover, if granted, the enlargement will not cause prejudice to any party.

CERTIFICATE OF M. D. FLA. LOC. R. 3.01 (g) CONFERENCE

Pursuant to M.D. Fla. Loc. R. 3.01(g), the undersigned certifies Plaintiff's counsel was contacted regarding the relief requested herein. Plaintiff counsel does not oppose the relief sought.

WHEREFORE, Defendants respectfully request leave to file a response to Plaintiff's Motion for Preliminary Injunction not to exceed 35 pages.

Dated this 1st day of August, 2017.

Respectfully submitted,

/s/ Terry J. Harmon

TERRY J. HARMON

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Counsel for Defendants

CERTIFICATE OF SERVICE

The undersigned certifies that on this 1st day of August, 2017, a true and correct copy of the foregoing was electronically filed in the United States District Court, Middle District of Florida, using the CM/ECF system which will send a notice of electronic filing to all counsel of record.

/s/ Terry J. Harmon

TERRY J. HARMON