

**IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MARYLAND**

BROCK STONE, *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity
as President of the United States, *et al.*,

Defendants.

Case 1:17-cv-02459-MJG

Hon. Marvin J. Garbis

**DEFENDANTS' CONSENT MOTION FOR AN EXTENSION OF TIME TO RESPOND
TO PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION AND FOR ENTRY
OF A BRIEFING SCHEDULE**

Defendants hereby file this consent motion for an extension of fourteen (14) days to respond to Plaintiffs' motion for a preliminary injunction and for the entry of a briefing schedule for Plaintiffs' motion for a preliminary injunction and Defendants' anticipated cross-motion to dismiss. In support thereof, Defendants state as follows:

1. Plaintiffs filed their motion for a preliminary injunction on September 14, 2017. ECF No. 40.
2. Under the Local Rules, Defendants' response to Plaintiffs' motion for a preliminary injunction is currently due by September 28, 2017.
3. Defendants anticipate filing a cross-motion to dismiss raising jurisdictional issues with their opposition to Plaintiffs' motion for a preliminary injunction.
4. On September 14, 2017, the Secretary of Defense issued Interim Guidance regarding military service by transgender individuals that Defendants believe is directly relevant to the allegations in this case.

5. Defendants need an additional fourteen (14) day to respond to Plaintiffs' motion for a preliminary injunction and prepare Defendants' anticipated cross-motion to dismiss.

6. Plaintiffs' counsel has consented to the requested extension and the parties have negotiated a briefing schedule for their cross-motions.

WHEREFORE, Defendants respectfully request that the Court enter an order directing Defendants to file their opposition to Plaintiffs' motion for a preliminary injunction and their cross-motion to dismiss by October 12, 2017; Plaintiffs to file their reply in support of their motion for a preliminary injunction and opposition to Defendants' cross-motion to dismiss by October 27, 2017; and Defendants to file their reply in support of their motion to dismiss by November 3, 2017.

Date: September 21, 2017

Respectfully submitted,

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s/ Ryan B. Parker
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[PROPOSED] ORDER

Upon consideration of Defendants' consent motion for an extension of time to respond to Plaintiffs' motion for a preliminary injunction and for entry of a briefing schedule, and because good cause has been shown, it is, therefore, ORDERED that:

- Defendants shall file their opposition to Plaintiffs' motion for a preliminary injunction and their cross-motion to dismiss by October 12, 2017;
- Plaintiffs shall file their reply in support of their motion for a preliminary injunction and opposition to Defendants' cross-motion to dismiss by October 27, 2017; and
- Defendants shall file their reply in support of their motion to dismiss by November 3, 2017.

Dated: _____

The Honorable Marvin J. Garbis
United States District Judge