

NO. 17-1322

IN THE UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT

MARSHA WETZEL,	)	
	)	On appeal from the United States
	)	District Court for the Northern
Plaintiff-Appellant,	)	District of Illinois, Eastern Division
	)	
vs.	)	
	)	No. 16-cv-07598
GLEN ST. ANDREW LIVING COMMUNITY,	)	
LLC; GLEN ST. ANDREW LIVING	)	The Honorable
COMMUNITY REAL ESTATE, LLC; GLEN	)	Samuel Der-Yeghiayan,
HEALTH & HOME MANAGEMENT, INC.;	)	Judge Presiding.
ALYSSA FLAVIN; CAROLYN DRISCOLL; and	)	
SANDRA CUBAS,	)	
	)	
Defendants-Appellees.	)	

**MOTION FOR EXTENSION OF TIME**

NOW COME Defendants-Appellees, GLEN ST. ANDREW LIVING COMMUNITY, LLC, GLEN ST. ANDREW LIVING COMMUNITY REAL ESTATE, LLC, GLEN HEALTH & HOME MANAGEMENT, INC., ALYSSA FLAVIN, CAROLYN DRISCOLL; and SANDRA CUBAS, by their attorneys CLAUSEN MILLER P.C., and moves this Court for a thirty day extension of time to file the brief of Defendants-Appellees from July 19, 2017 to and including August 18, 2017. In support of their motion, Defendants-Appellees attach the affidavit of Lisa A. Hausten.

Respectfully submitted,

By: /s/Lisa A. Hausten  
Lisa A. Hausten  
CLAUSEN MILLER P.C.  
10 South LaSalle Street  
Chicago, Illinois 60603  
312-855-1010  
Attorneys for Defendants-Appellees

STATE OF ILLINOIS            )  
  )  
COUNTY OF COOK            )        SS

**AFFIDAVIT OF LISA A. HAUSTEN**

Lisa A. Husten, being first duly sworn upon oath, deposes and states that she is an attorney licensed to practice in the State of Illinois and the United States Court of Appeals for the Seventh Circuit, and that she has knowledge of the following facts, and would be competent to testify thereto if called as a witness.

1.     Affiant was retained on June 26, 2017 to represent the defendants-appellees in this appeal and affiant needs time to review the record and brief of plaintiff and the two *amicus curiae* briefs in support of plaintiff to be in a position to properly respond on behalf of defendants-appellees.
  
2.     This is affiant’s first request for an extension of time to file said brief.
  
3.     The brief of defendants-appellees is currently due to be filed with this Court on July 19, 2017. Affiant will be unable to complete said brief by this time for the following reasons:
  - a.     Affiant is currently working on a reply brief due to be filed with this Court on July 27, 2017 in the case of CNH Industrial America v. Jones Lang LaSalle Americas, Case No. 16-3800;
  
  - b.     Affiant is scheduled to take a prepaid family vacation out of the country from July 1, 2017 through July 8,2017;

- c. The client has specifically requested that Affiant be the attorney to work on this appellee brief and none of Affiant's partners would be able to assist due to their own current workload.
  
- d. Melinda S. Kollross is currently assisting in the preparation of a Post-Trial Motion in *Dillon v. Sturtevant, et al*, Case No. 02-L-729, which is currently due to be filed in the Circuit Court for the Twentieth Judicial Circuit, St. Clair County, Illinois on July 8, 2017. She is also preparing an appellee brief in the case of *Swift v. David J. Schleicher, M.D.*, No. 2-17-0218, which is currently due to be filed with this Court on or before July 24, 2017 and for which an extension of time to and including August 28, 2017 has been requested. She is also preparing an appellee brief in the case of *Freeman v. Crays, M.D.*, No. 2-17-0169, which is currently due to be filed with this Court on or before July 27, 2017 and for which an extension of time to and including August 31, 2017 has been requested.
  
- e. Don R. Sampen has primary responsibility for filing a reply brief due on July 10, 2017, in the case of *Maad Construction, Inc. v. Cavallino Risk Management, Inc.*, No. 2016-11374, in the New York Supreme Court Appellate Division, Second Department. He also has primary responsibility for filing a summary judgment reply brief and Daubert reply brief on July 7, 2017, in the case of *Corwin v. Connecticut Valley Arms, Inc.*, No. 1:13-cv-04579, in the United States District Court for the Northern District of Illinois. In addition, he is assisting with preparation of a reply brief due on July 27, 2017, in the case of CNH Industrial

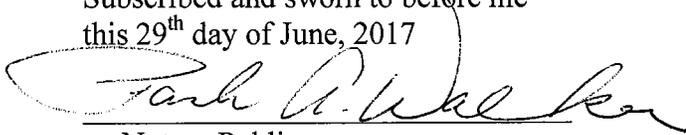
America LLC v. Jones Lang LaSalle Americas, Inc., No. 16-3800, in the United States Court of Appeals for the Seventh Circuit.

- f. Paul V. Esposito is currently working on an appellee's brief in *Sivels v. Koke Mills Medical Associates*, No. 4-17-0242, which will be due in the Illinois Appellate Court, Fourth District, on August 4, 2017. He will be out of the office on vacation during the period July 15 through July 30, 2017.
4. Affiant further states that this motion for an extension of time is made in the interests of justice and not for the purposes of delay.
5. Affiant therefore respectfully requests an extension of time for filing a brief on behalf of said defendants-appellees in the instant case, to and including August 18, 2017.

FURTHER AFFIANT SAYETH NOT.

By:   
Lisa A. Hausten

Subscribed and sworn to before me  
this 29<sup>th</sup> day of June, 2017

  
Notary Public



**CERTIFICATE OF SERVICE**

I hereby certify that on June 29, 2017, the foregoing was electronically filed with the Clerk for the United States Court of Appeals for the Seventh Circuit, using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

s/Lisa A. Hausten \_\_\_\_\_