

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 9:18-CV-80771-RLR

ROBERT W. OTTO, PH.D. LMFT,
individually and on behalf of his patients,
JULIE H. HAMILTON, PH.D., LMFT.
individually and on behalf of her patients,

Plaintiffs,

vs.

CITY OF BOCA RATON, FLORIDA,
and COUNTY OF PALM BEACH,
FLORIDA

Defendants.

**DEFENDANT, CITY OF BOCA RATON'S UNOPPOSED MOTION FOR EXTENSION
OF TIME TO RESPOND TO PLAINTIFFS' COMPLAINT**

Defendant, the CITY OF BOCA RATON ("the City"), by its undersigned counsel and pursuant to Fed.R.Civ.P. 6(b) and Local Rule 7.1(a), hereby files this Unopposed Motion for Extension of Time to Respond to Plaintiffs' Complaint [DE 1] and in support thereof states:

1. On June 13, 2018, Plaintiffs filed the instant Complaint.
2. On June 25, 2018, the City was served with a summons and the Complaint.¹
3. Accordingly, the City's response to the Complaint is currently due on July 16, 2018.

Fed.R.Civ.P. 12(a)(1)(A)(i).

¹ The docket reflects an Affidavit of Service [DE 6] wherein a process server purports to have served "Steve Smith as Legal Department for City of Boca Raton Florida" on June 18, 2018. However, there is no "Steve Smith" employed by the City, in its "Legal Department" or otherwise. However, if the instant Motion were to be granted, any issue with regard to the date of service would be rendered moot.

4. The Complaint is 60 pages long and includes 308 separately numbered allegations and 8 separate theories of relief. The Complaint also contains 175 pages of exhibits and was served contemporaneously with a motion for preliminary injunction. Based upon the complexity and detail of the allegations and the issues, the City, by this Motion, requests an approximate two-week extension of time until August 1, 2018 to respond to the Complaint.

5. The City's request for extension of time applies only to responding to the Complaint. The City does not, by this Motion or otherwise, request any other extension, including the any deadlines to be contained in the scheduling order regarding the pending motion for preliminary injunction that is anticipated to be issued by the Court.

6. Counsel for Plaintiffs have been contacted, and indicate that they do object to the relief sought in this Motion.

Wherefore, the Defendant, City of Boca Raton, respectfully requests that this Honorable Court grant it an extension to respond to Plaintiffs' Complaint until August 1, 2018.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via Electronic Mail on June 29, 2018 on all counsel of record on the attached Service List.

Respectfully submitted,

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SERVICE LIST

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