

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

ROBERT L. VAZZO, LMFT, etc., et al.,)	
)	
Plaintiffs,)	
)	Case No. 8:17-cv-2896-T-02AAS
v.)	
)	
CITY OF TAMPA, FLORIDA,)	
)	
Defendant.)	
)	

**JOINT MOTION TO EXTEND BRIEFING DEADLINES
AND REQUEST FOR EXPEDITED CONSIDERATION**

The parties, for good cause shown below, respectfully move the Court for an order extending the deadline for the parties to file their respective responses in opposition to each other’s summary judgment and *Daubert* motions, to and including Monday, September 16, 2019, due to unforeseen circumstances.

GOOD CAUSE FOR EXTENSION

The parties show the Court good cause exists for the extension requested in this motion, as follows:

1. Since the Court’s Amended Case Management and Scheduling Order of June 17, 2019 (Doc. 183) and Endorsed Order of August 23, 2019 extending the parties’ dispositive and *Daubert* motions deadlines (Doc. 187), the parties timely filed their respective summary judgment and *Daubert* motions, and accompanying statements of undisputed fact, on August 26, 2019 (Docs. 189–191, 193, 194).

2. After the parties filed their respective summary judgment and *Daubert* motions, however, two independent but equally unforeseen circumstances have created a need for additional time for the parties’ responsive filings:

a. During the week of August 26, then Tropical Storm Dorian was projected to travel through or close to Central Florida as a hurricane, threatening damage to the Central Florida home and offices of Plaintiffs' undersigned counsel. Necessary preparations for the coming storm required the attention of Plaintiffs' undersigned counsel to an extent that materially interfered with counsel's professional obligations, including work on Plaintiffs' responses to Defendant's summary judgment and *Daubert* motions.

b. Over this past weekend, one of Defendant's counsel primarily responsible for this case developed the flu, and is unable to tend to her professional obligations, including Defendant's responses to Plaintiffs' summary judgment and *Daubert* motions, for an indeterminate amount of time.

3. Due to the above circumstances, which were beyond the control of the parties or their counsel, the parties need an extension of time, to and including Monday, September 16 to file their respective responses in opposition to each other's summary judgment and *Daubert* motions. This joint request, if granted, would not necessitate the extension of the parties' respective reply deadlines set for September 23, or rescheduling the hearing set for September 24. If the Court grants this request, however, the parties propose that setting the September 23 reply deadline at noon would aid the Court in its preparation for the hearing.

4. The parties are mindful of the Court's admonitions in its Local Rules and scheduling orders disfavoring extensions of the foregoing deadlines, and file this motion only as a matter of necessity. The parties have worked diligently and cooperatively to complete their respective obligations in accordance with the Court's deadlines, seeking extensions only when necessary to preserve the Court's and the parties' abilities to resolve this case efficiently and on the merits.

WHEREFORE, good cause having been shown, the parties respectfully request an order extending to and including September 16, 2019 their deadline to file their respective responses in opposition to each other's summary judgment and *Daubert* motions. Given the imminence of the affected deadlines, the parties respectively request the Court's soonest possible consideration of this motion.

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CERTIFICATE OF SERVICE

I hereby certify that on this September 9, 2019, I caused a true and correct copy of the foregoing to be filed electronically with the Court's CM/ECF system. Service upon all counsel of record will be effectuated by the Court's electronic notification system.

/s/ Roger K. Gannam
Roger K. Gannam
Attorney for Plaintiffs