

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN**

CODY FLACK, *et al.*,
*individually and on behalf of all others similarly
situated,*

Plaintiffs,

v.

WISCONSIN DEPARTMENT OF
HEALTH SERVICES, *et al.*,

Defendants.

Case No. 3:18-cv-00309-wmc
Judge William Conley

**CONSENT MOTION TO EXTEND BRIEFING DEADLINES FOR PLAINTIFFS'
PROPOSAL FOR PERMANENT INJUNCTIVE AND EQUITABLE RELIEF**

Plaintiffs Cody Flack, *et al.*, respectfully move the Court to amend the briefing schedule set by this Court's text only order entered on August 30, 2018 [Dkt. No. 220], by (1) extending the deadline for Plaintiffs to file their proposal and corresponding brief for permanent injunctive and equitable relief by two business days from September 6, 2019 to September 10, 2019, and (2) extending the deadline for Defendants to file their response to Plaintiffs' proposal by two business days from September 20, 2019 to September 24, 2019. In support of this motion, Plaintiffs state the following:

1. The Parties have agreed to continue to meet and confer this week regarding Plaintiffs' proposal for permanent injunctive and equitable relief and, due to the availability of Plaintiff's counsel this week, Plaintiffs need an additional two days to finalize their proposal.

2. Plaintiffs also anticipate submitting one or more declarations in support of their proposal for permanent injunctive and equitable relief and need two additional days to finalize those declarations.

3. The remaining deadlines ordered by the Court in by this Court's text only order on August 30, 2018 [Dkt. No. 220] will remain unchanged.

4. Defendants, through counsel, have advised Plaintiffs' counsel that they do not oppose this motion.

Based on the foregoing, Plaintiffs respectfully request that the Court grant this motion and enter an order extending their deadline to file their proposal and corresponding brief for permanent injunctive and equitable relief to September 10, 2019, and extending the deadline for Defendants to file their response to Plaintiffs' proposal to September 24, 2019.

Dated: September 3, 2019

Respectfully submitted,

/s/ Joseph J. Wardenski

Joseph J. Wardenski

Jennifer I. Klar

Orly T. May

Alexa Milton

RELMAN, DANE & COLFAX PLLC

1223 19th Street, NW, Suite 600

Washington, DC 20036

Telephone: (202) 728-1888

Facsimile: (202) 728-0848

jwardenski@relmanlaw.com

jklar@relmanlaw.com

omay@relmanlaw.com

amilton@relmanlaw.com

Robert Theine Pledl

Mark A. Peterson

Daniel A. Peterson

McNally Peterson, S.C.

1233 North Mayfair Road, Suite 200

Milwaukee, WI 53226-3255

Telephone: (414) 257-3399

Facsimile: (414) 257-3223

rpled@mcpetelaw.com

mpeterson@mcpetelaw.com

dpeterson@mcpetelaw.com

Abigail Coursolle
Catherine McKee
NATIONAL HEALTH LAW PROGRAM
200 N. Greensboro Street, Suite D-13
Carrboro, NC 27510
Telephone: (919) 968-6308
Facsimile: (919) 968-8855
coursolle@healthlaw.org
mckee@healthlaw.org

Attorneys for Plaintiffs