

**UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 14th day of August, two thousand nineteen.

Before: Ralph K. Winter,
Circuit Judge.

New Hope Family Services, Inc.,

Plaintiff-Appellant,

v.

Sheila J. Poole, in her official capacity as
Acting Commissioner for the Office of
Children and Family Services for the State of
New York,

Defendant-Appellee.

ORDER

Docket No. 19-1715

Appellee moves to remove this case from the expedited appeals calendar (“XAC”) or, alternatively, for a 30-day extension, to October 21, 2019, to submit the answer brief. Appellant opposes the motion to remove the case from the XAC but consents to the extension request

IT IS HEREBY ORDERED that an extension until October 21, 2019 is GRANTED, no further extensions. The Clerk is instructed to treat this case as ready for calendaring as of October 21, 2019 whether or not appellee’s brief has been filed. See RLI Ins. Co. v. JDJ Marine, Inc., 716 F.3d 41, 43-45 (2d Cir. 2013).

For the Court:

Catherine O’Hagan Wolfe,
Clerk of Court


