

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
AT NASHVILLE**

KAYLA GORE; JASON SCOTT; L.G.;)
and K.N.,)

Plaintiffs,)

v.)

No. 3:19-cv-00328

WILLIAM BYRON LEE, in his official)
capacity as Governor of the State of)
Tennessee; and LISA PIERCEY, in her)
official capacity as Commissioner of the)
Tennessee Department of Health,)

Judge Eli J. Richardson
Magistrate Judge Barbara D. Holmes

Defendants.)

**DEFENDANTS' UNOPPOSED MOTION FOR AN EXTENSION OF TIME
TO FILE A RESPONSIVE PLEADING**

Defendants, by and through the undersigned and pursuant to Fed. R. Civ. P. 6(b) and LR 6.01 respectfully move for an extension of their responsive pleading deadline through June 17, 2019. In support of this Motion, Defendants state as following:

1. Defendants were served on April 29, 2019.
2. Defendants' current responsive pleading deadline is May 20, 2019.
3. Defendants are requesting an extension of the responsive pleading deadline through June 17, 2019.
4. The current Case Management Conference is scheduled for June 24, 2019.
5. Defendants' extension should not impact any current deadlines.

6. The appropriate officials were not fully available to consider the issues raised by the Complaint, and Defendants' extension will allow them the necessary time to fully consider and respond to the Complaint.

7. Defendants have consulted with Plaintiffs' counsel, and Plaintiffs' counsel do not oppose this motion.

For the foregoing reasons, Defendants respectfully request that the Court extend the time for Defendants to file their responsive pleading through June 17, 2019.

Dated: May 16, 2019

Respectfully Submitted

s/Dianna Baker Shew

Dianna Baker Shew (BPR #: 012793)

Assistant Attorney General

Nicholas R. Barry (BPR #: 031963)

Assistant Attorney General

Sara E. Sedgwick (BPR #: 004336)

Senior Assistant Attorney General

OFFICE OF THE ATTORNEY GENERAL

P.O. Box 20207

Nashville, TN 37202

(615) 741-3491

Counsel for the Defendants

CERTIFICATE OF SERVICE

I hereby certify that on May 16, 2019 I filed the foregoing *Defendants' Unopposed Motion for an Extension of Time to File a Responsive Pleading* and served it electronically through the Court's CM/ECF System on the following people:

Stuart C. Plunkett
BAKER BOTTS L.L.P.
101 California Street, Suite 3600
San Francisco, CA 94111
Phone: (415) 291-6200
Facsimile: (415) 291-6300
stuart.plunkett@bakerbotts.com

John T. Winemiller (TN 021084)
MERCHANT & GOULD
9717 Cogdill Road, Suite 101
Knoxville, TN 37932
Phone: (865) 380-5960
Facsimile: (612) 332-9081
JWinemiller@merchantgould.com

Maddy Dwertman
BAKER BOTTS L.L.P.
98 San Jacinto Boulevard, Suite 1500
Austin, TX 78701-4078
Phone: (512) 322-2500
Facsimile: (512) 322-2501
maddy.dwertman@bakerbotts.com

Omar Gonzalez-Pagan
LAMBDA LEGAL DEFENSE AND EDUCATION
FUND, INC.
120 Wall Street, 19th Floor
New York, NY 10005-3919
Telephone: (212) 809-8585
Facsimile: (212) 809-0055
ogonzalez-pagan@lambdalegal.org

Brandt Thomas Roessler
BAKER BOTTS L.L.P.
30 Rockefeller Plaza
New York, NY 10112-4498
Phone (212) 408-2500
Facsimile: (212) 408-2501
brandt.roessler@bakerbotts.com

Tara L. Borelli
LAMBDA LEGAL DEFENSE AND EDUCATION
FUND, INC.
730 Peachtree Street NE, Suite 640
Atlanta, GA 30318-1210
Telephone: (404) 897-1880
Facsimile: (404) 897-1884
tborelli@lambdalegal.org

Kathryn S. Christopherson
BAKER BOTTS L.L.P.
1001 Page Mill Rd., Bldg. One, Suite 200
Palo Alto, CA 94304-1007
Phone: (650) 739-7500
Facsimile: (650) 739-7699
kathryn.christopherson@bakerbotts.com

Sasha Buchert
LAMBDA LEGAL DEFENSE AND EDUCATION
FUND, INC.
1776 K Street NW, Suite 722
Washington, DC 20006
Telephone: (202) 804-6245
sbuchert@lambdalegal.org

s/ Dianna Baker Shew

Dianna Baker Shew