

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

JAMES DEREK MIZE and	:	
JONATHAN DANIEL GREGG,	:	
individually and on behalf of their	:	
minor child, S.M.-G.,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	Civ. No. 1:19-CV-03331-MLB
	:	
MICHAEL R. POMPEO, in his	:	
official capacity as Secretary of	:	
State, and THE U.S.	:	
DEPARTMENT OF STATE,	:	
	:	
Defendants.	:	

**DEFENDANTS' UNOPPOSED MOTION FOR EXTENSION
OF TIME TO FILE REPLY IN SUPPORT OF MOTION TO DISMISS**

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure (Fed. R. Civ. P.), Defendants the United States Department of State and the Honorable Michael R. Pompeo, Secretary of State (Defendants), respectfully request that the Court grant Defendants an enlargement of time of 11 days, to and including December 20, 2019, to file its reply in support of its motion to dismiss the Complaint (ECF No. 32).

In support of this request, Defendants state the following. Defendants filed a motion to dismiss the Complaint on November 4, 2019. Plaintiffs James Derek Mize *et al.* filed their response in opposition to Defendants' motion on

November 25, 2019 (ECF No. 35). Accordingly, Defendants' reply is currently due on December 9, 2019. *See* LR 7.1(C).

Although counsel of record for Defendants has been working diligently to prepare Defendants' reply brief, the legal questions at issue in Defendants' pending motion to dismiss concern important issues of statutory and constitutional interpretation. The preparation of the Defendants' brief requires consultation with multiple officials within the Department of State and Department of Justice. The requested additional time is needed to allow for these consultations and to finalize the reply brief.

This is Defendants' first request for an extension of time for this purpose. Defendants submit that this extension is not requested for the purpose of undue delay, and further submit that this extension will not prejudice the conduct of the litigation. Counsel for Plaintiffs has indicated the Plaintiffs do not oppose this motion.

Good cause, therefore, exists for Defendants' request. Accordingly, Defendants request that the Court extend Defendants' time to file a reply in support of their motion to dismiss the Complaint.

Dated: December 3, 2019

Respectfully submitted,

JOSEPH H. HUNT
Assistant Attorney General

ANTHONY J. COPPOLINO
Deputy Director

/s/ Alexis J. Echols
ALEXIS J. ECHOLS
United States Department of Justice
Civil Division, Federal Programs
Branch
1100 L Street NW, Room 11304
Washington, D.C. 20005
Telephone: (202) 305-8613
Facsimile: (202) 616-8460
E-mail: alexis.j.echols@usdoj.gov

Attorneys for Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

JAMES DEREK MIZE and :
JONATHAN DANIEL GREGG, :
individually and on behalf of their :
minor child, S.M.-G., :

Plaintiffs, :

v. :

Civ. No. 1:19-CV-03331-MLB

MICHAEL R. POMPEO, in his :
official capacity as Secretary of :
State, and THE U.S. :
DEPARTMENT OF STATE, :

Defendants.

CERTIFICATE OF COMPLIANCE

I certify that the documents to which this certificate is attached have been prepared with one of the font and point selections approved by the Court in LR 5.1B for documents prepared by computer.

/s/ Alexis J. Echols
ALEXIS J. ECHOLS
United States Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW, Room 11304
Washington, D.C. 20005
Telephone: (202) 305-8613
Facsimile: (202) 616-8460
E-mail: alexis.j.echols@usdoj.gov

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

JAMES DEREK MIZE and :
JONATHAN DANIEL GREGG, :
individually and on behalf of their :
minor child, S. M.-G., :

Plaintiffs, :

v. :

Civ. No. 1:19-CV-03331-MLB

MICHAEL R. POMPEO, in his :
official capacity as Secretary of :
State, and THE U.S. :
DEPARTMENT OF STATE, :

Defendants.

**[PROPOSED] ORDER GRANTING DEFENDANTS’
UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE
REPLY IN SUPPORT OF MOTION TO DISMISS THE COMPLAINT**

Before the Court for consideration is Defendants’ Unopposed Motion for Extension of Time to File Reply in Support of Motion to Dismiss the Complaint. Defendants seek an 11-day extension of time, to and including December 20, 2019, to file a reply in support of their motion to dismiss the Complaint.

For good cause shown, Defendants’ Unopposed Motion for Extension of Time to File Reply in Support of Motion to Dismiss the Complaint IS GRANTED, and

IT IS ORDERED THAT the time by which Defendants must file a reply in support of its motion to dismiss the Complaint is December 20, 2019.

SO ORDERED this ____ day of December 2019.

MICHAEL L. BROWN
UNITED STATES DISTRICT JUDGE