

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

Aimee Maddonna,)	
)	Civil Action No. 6:19-cv-03551-TMC
Plaintiff,)	
)	
v.)	<u>DEFENDANTS HENRY MCMASTER'S</u>
)	<u>AND MICHAEL LEACH'S CONSENT</u>
United States Department of Health)	<u>MOTION FOR AN EXTENSION OF TIME</u>
and Human Services, et al.,)	
)	
Defendants.)	

Defendant Henry McMaster, in his official capacity as Governor of South Carolina, and Defendant Michael Leach, in his official capacity as Director of the South Carolina Department of Social Services, move for an extension of seven days in which to file their Replies in Support of their Motions to Dismiss. The Governor’s and Director Leach’s current deadline is March 3, 2020. (*See* Docket Text associated with ECF No. 24.) If the extension is granted, their new deadline would be March 10, 2020. This request is due to counsel’s other obligations and filing deadlines. This deadline has not previously been extended, and no other pending deadlines will be affected. No party will be prejudiced by this extension, and the other parties’ counsel have indicated they do not object to this extension request. (*See* Exhibits A and B.)

Respectfully submitted

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: s/ Miles E. Coleman

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Attorneys for Governor Henry McMaster

Greenville, South Carolina
February 28, 2020

Civil Action No. 6:19-cv-03551-TMC

Exhibit A

to Defendants Henry McMaster's and Michael
Leach's Consent Motion for an Extension of Time

Miles Coleman

From: Sarah Goetz <goetz@au.org>
Sent: Friday, February 28, 2020 3:54 PM
To: Newman, Christie (USASC); Miles Coleman; Powers, James R. (CIV); Richard Katskee; Ken Upton; Carmen Longoria-Green; Kenneth P. Woodington
Cc: Jay Thompson; bcook@scag.gov
Subject: RE: Maddonna v. HHS -- request for a seven-day extension

No objection from Plaintiff.

Thanks,



Sarah R. Goetz
Madison Fellow
Americans United for Separation of Church and State
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From: Newman, Christie (USASC) <Christie.Newman@usdoj.gov>
Sent: Friday, February 28, 2020 3:51 PM
To: Miles Coleman <Miles.Coleman@nelsonmullins.com>; Powers, James R. (CIV) <James.R.Powers@usdoj.gov>; Richard Katskee <katskee@au.org>; Ken Upton <upton@au.org>; Carmen Longoria-Green <longoriagreen@au.org>; Sarah Goetz <goetz@au.org>; Kenneth P. Woodington <kwoodington@DML-LAW.com>
Cc: Jay Thompson <Jay.Thompson@nelsonmullins.com>; bcook@scag.gov
Subject: RE: Maddonna v. HHS -- request for a seven-day extension

No objections.

Christie V. Newman

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From: Miles Coleman <Miles.Coleman@nelsonmullins.com>
Sent: Friday, February 28, 2020 3:43 PM
To: Newman, Christie (USASC) <CNewman@usa.doj.gov>; Powers, James R. (CIV) <jpowers@CIV.USDOJ.GOV>; Richard Katskee <katskee@au.org>; Ken Upton <upton@au.org>; Carmen Green <green@au.org>; Sarah Goetz <goetz@au.org>; Kenneth P. Woodington <kwoodington@DML-LAW.com>

Cc: Jay Thompson <Jay.Thompson@nelsonmullins.com>; bcook@scag.gov

Subject: Maddonna v. HHS -- request for a seven-day extension

Counsel — in light of several filing deadlines I had today, another deadline early next week, and some familial obligations, I plan to move for a seven-day extension of time in which to file Governor McMaster’s Reply in Support of the Motion to Dismiss in the above-referenced suit. The Governor’s Reply is currently due on coming Tuesday, March 3. If the extension is granted, the Reply would be due on Tuesday, March 10.

Do you have any objection to that request? Thank you for considering, and I trust everyone will have a good weekend.

Miles



MILES COLEMAN PARTNER

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Civil Action No. 6:19-cv-03551-TMC

Exhibit B

to Defendants Henry McMaster's and Michael
Leach's Consent Motion for an Extension of Time

Miles Coleman

From: Ken Upton <upton@au.org>
Sent: Friday, February 28, 2020 4:48 PM
To: Miles Coleman; Kenneth P. Woodington; Newman, Christie (USASC); Powers, James R. (CIV); Richard Katskee; Carmen Longoria-Green; Sarah Goetz
Cc: Jay Thompson; bcook@scag.gov; Maddonna v_ HHS _ Maddonna_ Aimee E_Mail
Subject: RE: Maddonna v. HHS -- request for a seven-day extension [IMAN-AULEGALDOCS.FID715]

That is correct. Plaintiff is agreeable to all of the State Defendants replying on Tuesday, March 10.

-Ken



Kenneth D. Upton, Jr.*
Senior Litigation Counsel

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*Admitted in Texas and Oklahoma only. Supervised by Richard B. Katskee, a member of the D.C. Bar.

From: Miles Coleman <Miles.Coleman@nelsonmullins.com>
Sent: Friday, February 28, 2020 4:41 PM
To: Kenneth P. Woodington <kwoodington@DML-LAW.com>; Newman, Christie (USASC) <Christie.Newman@usdoj.gov>; Powers, James R. (CIV) <James.R.Powers@usdoj.gov>; Richard Katskee <katskee@au.org>; Ken Upton <upton@au.org>; Carmen Longoria-Green <longoriagreen@au.org>; Sarah Goetz <goetz@au.org>
Cc: Jay Thompson <Jay.Thompson@nelsonmullins.com>; bcook@scag.gov
Subject: RE: Maddonna v. HHS -- request for a seven-day extension

Assuming ECF will let me do it, I'm happy to caption and file the motion as Governor McMaster's *and* Director Leach's Motion for an Extension of Time. I'll also presume that, since other counsel did not object to my request earlier today, in the absence of any affirmative objection to your follow-up request, you have their tacit consent to Mr. Leach's concurrent request for the same extension of time.

Miles

From: Kenneth P. Woodington <kwoodington@DML-LAW.com>
Sent: Friday, February 28, 2020 4:15 PM
To: Miles Coleman <Miles.Coleman@nelsonmullins.com>; Newman, Christie (USASC) <Christie.Newman@usdoj.gov>;

Powers, James R. (CIV) <James.R.Powers@usdoj.gov>; Richard Katskee <katskee@au.org>; Ken Upton <upton@au.org>;
Carmen Green <green@au.org>; Sarah Goetz <goetz@au.org>
Cc: Jay Thompson <Jay.Thompson@nelsonmullins.com>; bcook@scag.gov
Subject: RE: Maddonna v. HHS -- request for a seven-day extension

Miles, can you add DSS's reply to the motion? I assume that no other party would have a problem with that.

Thanks,

Ken

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From: Miles Coleman <Miles.Coleman@nelsonmullins.com>
Sent: Friday, February 28, 2020 3:43 PM
To: Newman, Christie (USASC) <Christie.Newman@usdoj.gov>; Powers, James R. (CIV) <James.R.Powers@usdoj.gov>;
Richard Katskee <katskee@au.org>; Ken Upton <upton@au.org>; Carmen Green <green@au.org>; Sarah Goetz
<goetz@au.org>; Kenneth P. Woodington <kwoodington@DML-LAW.com>
Cc: Jay Thompson <Jay.Thompson@nelsonmullins.com>; bcook@scag.gov
Subject: Maddonna v. HHS -- request for a seven-day extension

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Miles



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