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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

LINDSAY HECOX, et al.,
Plaintiffs,

v.

BRADLEY LITTLE, et al.,
Defendants.

Case No. 1:20-cv-00184-DCN

Hon. David C. Nye

**PLAINTIFFS' UNOPPOSED MOTION
TO EXTEND TIME TO FILE
OPENING MOOTNESS BRIEF**

The parties' opening briefs addressing the Ninth Circuit's June 24, 2021 remand order are currently due on November 5, 2021. *See* ECF No. 86. Plaintiffs respectfully request a one-week extension to file these opening briefs, with a new deadline of November 12, 2021. Defendants and Intervenor do not oppose this request.

Good cause exists for this request. *See* District Local Rule Civ. 6.1(a). After the parties filed their Stipulated Facts, *see* ECF No. 92, Plaintiff Lindsay Hecox learned from Boise State University's Registrar's Office that the first date she can register for Spring 2022 courses is November 12, 2021, and not November 1, the date listed online as the day registration for continuing students opens. Plaintiffs believe that it will best serve judicial economy to file the opening briefs addressing whether Lindsay's claim is moot after the question whether she will enroll in Spring 2022 classes is resolved. Plaintiffs also make this request because of the press of other obligations.

Accordingly, Plaintiffs request that the parties be permitted to file their opening briefs on November 12, 2021. Should the Court grant this request, Plaintiffs are amenable to retaining the current date for the parties' simultaneous response briefs, which is December 3, 2021.

Dated: November 3, 2021

Respectfully submitted,

/s/ Richard Eppink

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 3, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent a Notice of Electronic Filing to the following persons:

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