

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

CRISTINA NICOLE IGLESIAS (a.k.a.,
CRISTIAN NOEL IGLESIAS),

Plaintiff,

v.

FEDERAL BUREAU OF PRISONS, *et al.*,

Defendants.

No. 19-cv-00415-NJR

**DEFENDANTS' UNOPPOSED MOTION FOR EXTENSION
OF TIME TO FILE THEIR RESPONSE TO THE COURT'S
MEMORANDUM AND ORDER OF APRIL 18, 2022**

Defendants Federal Bureau of Prisons (“BOP”) *et al.* respectfully request a three-week extension of time, from June 9 to June 30, 2022, to file their written response to the Court’s Memorandum and Order of April 18, 2022 (Doc. 238) (“Mem. & Order”). Plaintiff Cristina Iglesias takes no position on this request. For the reasons set forth below, Defendants submit that their request should be granted.

The Court’s Memorandum and Order directed Defendants to show cause in writing by April 28, 2022, why civil contempt sanctions should not be imposed against them for failure to comply with the Court’s December 27, 2021, Preliminary Injunction (Doc. 177), Mem. & Order at 13, and in addition directed BOP and its Department of Justice counsel to show cause in writing by April 28, 2022, why sanctions pursuant to the Court’s inherent power, or Federal Rule of Civil Procedure 11(c)(1), should not be imposed for certain representations and actions concerning Plaintiff’s referral to Surgeon One, *id.* at 23, 30, 31. The Court extended the April 28 deadline, first to May 26, 2022, Doc. 252 ¶ 13, then to June 9, 2022, Doc. 265 ¶ 2, to permit Defendants to focus their attention and energies on the parties’ efforts to reach a settlement, *see* Doc. 251 at 3; Doc. 263 at 5.

The parties reached an agreement to resolve Plaintiff's claims on May 27, 2022, Doc. 267-2, and on that date filed a joint motion for entry of a stipulated order to ensure that Plaintiff receives gender-confirmation surgery as expeditiously as possible, Doc. 267. The Court entered the parties' proposed Stipulated Order on May 31, 2022. Doc. 269.

Even prior to the parties' May 27 settlement, Defendants had begun to prepare their response to the Court's Memorandum and Order, and turned to that effort in earnest afterward, as envisioned by their earlier extension requests. Defendants seek to thoroughly explore the factual issues raised by the Court, to provide the Court with the most complete picture of events possible. As that effort has progressed, Defendants have come to the conclusion that additional time is required to ensure that they have garnered the relevant facts and circumstances and can convey them to the Court. Because Defendants do not wish the Court to address the serious concerns raised by its Memorandum and Order on anything less than a complete understanding of the events in question, Defendants seek an additional three weeks' time, to June 30, 2022, to prepare and file their response.

Defendants have conferred with counsel for Plaintiff regarding the extension of time requested herein, and were advised that Plaintiff takes no position on this motion. Granting this motion will not unduly delay the proceedings herein, nor impact Defendants' compliance with the Court's Stipulated Order, or the parties' settlement.

WHEREFORE, Defendants respectfully submit that their request for an extension of time to submit their written response to the Court's April 18 Memorandum and Order should be granted.

Date: June 3, 2022

Respectfully submitted,

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Principal Deputy Assistant Attorney General

ALEXANDER K. HAAS
Director

/s/ Joshua M. Kolsky
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