

**UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

CHELSEY NELSON PHOTOGRAPHY
LLC, et al.

*Plaintiffs-Appellees
and Cross-Appellants*

v.

LOUISVILLE-JEFFERSON COUNTY,
KY METRO GOVERNMENT, et al.

*Defendants-Appellants
and Cross-Appellees*

No. 22-5884 (appeal)

No. 22-5912 (cross-appeal)

**APPELLANTS/CROSS-APPELLEES' UNOPPOSED MOTION FOR
EXTENSION OF TIME TO RESPOND TO MOTION FOR LEAVE TO
SUPPLEMENT THE APPELLATE RECORD**

Defendants-Appellants and Cross-Appellees Louisville-Jefferson County Metro Government, Louisville Metro Human Relations Commission-Enforcement, Louisville Metro Human Relations Commission-Advocacy, Verná Goatley, in her official capacity as Executive Director of the Louisville Metro Human Relations Commission-Enforcement, and Glenda Berry, Kevin Delahanty, Leslie Faust, Andrea Houston, Charles Rogers, William Sutter, and Leonard Thomas, in their official capacities as members of the Louisville Metro Human Relations Commission-Enforcement (collectively, "Appellants"), hereby move for an extension of time to respond to the Motion for Leave to Supplement the Appellate

Record (Doc. 66-1) (the “Motion to Supplement”) filed by Plaintiffs-Appellees and Cross-Appellants Chelsey Nelson Photography, LLC and Chelsey Nelson (collectively “Appellees”).

The parties are in the midst of briefing Appellants’ Motion to Remand to District Court (Doc. 60-1) (“Motion to Remand”). Appellees’ response to the Motion to Remand was accompanied by the Motion to Supplement, which asks the Court to supplement the appellate record with certain new facts relating to Appellees’ standing. Pursuant to FRAP 27, Appellants’ response to the Motion to Supplement is due by September 5, 2023. Pursuant to the briefing schedule entered by the Court on August 1, 2023 (Doc. 63), Appellants’ reply brief in support of their Motion to Remand is due on September 19, 2023.

The parties have conferred and agreed that aligning the briefing schedule on the Motion to Remand and the Motion to Supplement would promote efficiency and orderly briefing of the issues to be resolved by the Court. Appellants therefore request an extension of time to respond to the Motion to Supplement up to and including September 19, 2023, which is the same date that Appellants will submit their reply brief in support of the Motion to Remand. Appellees do not oppose this requested extension. *See* Doc. 66-1, p. 2.

Respectfully submitted,

/s/ Casey L. Hinkle

Casey L. Hinkle
KAPLAN JOHNSON ABATE & BIRD LLP
710 W. Main Street, 4th Floor
Louisville, KY 40202
(502)-416-1630
chinkle@kaplanjohnsonlaw.com

John F. Carroll, Jr.
ASSISTANT JEFFERSON COUNTY ATTORNEYS
531 Court Place, Ste. 900
Louisville, Kentucky 40202
(502) 574-6321
john.carroll2@louisvilleky.gov

*Counsel for Defendants-Appellants
and Cross-Appellees*

CERTIFICATE OF SERVICE

I certify that on September 1, 2023, I served the foregoing motion via the CM-ECF filing system on all counsel of record.

/s/ Casey L. Hinkle

*Counsel for Defendants-Appellants
and Cross-Appellees*