

UNITED STATES COURT OF CLAIMS

Joshua J. Angel,

Plaintiff,

v.

UNITED STATES,

Defendant.

Case No. 1:22-CV-00867
(Chief Judge Sweeney)

UNOPPOSED MOTION FOR ENLARGEMENT OF TIME

Pursuant to Rule 6.1(b) of the Rules of the United States Court of Federal Claims, Plaintiff respectfully requests that the Court grant this unopposed motion for enlargement of time for Defendant to file its answer or other response to the Plaintiff Complaint¹ to January 16, 2023, and if the motion is granted, for Plaintiff to file its reply brief or cross motion thereto sixty (60) days later.

Counsel for Defendant consents to the relief requested and, as explained below, good cause exists to grant such relief. Only one previous request seeking enlargement of time for Defendant to respond to Plaintiff's Complaint was previously filed. The Court granted that request and extended Defendant's time to respond by sixty (60) days (until December 6, 2022).

¹ Capitalized terms used herein, unless otherwise noted, have the same meaning ascribed to them in Plaintiff's Complaint (ECF #1).

PROCEDURAL HISTORY

Plaintiff commenced this action on August 9, 2022. On September 16, 2022, Defendant filed a motion to stay the proceeding, or in alternative, to extend Defendant time in which to answer, or otherwise respond to the complaint for sixty days beyond the October 7, 2022 date, initially set for said response (ECF No. 6). On October 12, 2022, the Court denied the Defendant stay motion, and extended the time in which it was to answer, or otherwise respond to the Complaint until December 6, 2022, noting with reminders "...as to the Court's requirements for briefs" (ECF No. 9). Whether in answer, or MTD, response or cross motion, the case issues are significant, and in address will require sufficient time and thought on part of both parties. Unfortunately, prior commitments, and holiday season, render it propitious to extend Defendant time to file its answer or other response to the Complaint until January 16, 2023, and Plaintiff time to file its reply or cross motion thereto until March 17, 2023 (i.e., 60 days thereafter).

No previous requests have been filed seeking enlargement of time except as set forth above. Counsel for the United States has stated that the United States consents to the schedule set forth in this motion.

CONCLUSION

For the reasons set forth above, Plaintiff respectfully request that the Court grant this unopposed motion for an enlargement of time.

Dated: New York, NY

November 15, 2022

Respectfully submitted,

/s/ Joshua J. Angel
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