

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____ ELOUISE PEPION COBELL, <u>et al.</u> ,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 1:96CV01285
)	(Judge Lamberth)
GALE A. NORTON, Secretary of the Interior, <u>et al.</u> ,)	
)	
Defendants.)	
_____)	

DEFENDANTS' MOTION FOR ENLARGEMENT OF TIME WITH REGARD
TO PARAGRAPH B.2 OF THE MARCH 15, 2004 PRELIMINARY INJUNCTION

Pursuant to Rule 7(b) of the Federal Rules of Civil Procedure and Local Civil Rule 7, Defendants respectfully move this Court for an enlargement of four days, until March 26, 2004, for Defendants to file the declaration required by paragraph B.2 of the Court's Preliminary Injunction dated March 15, 2004, with respect to Information Technology Systems operated by the Bureau of Reclamation. Pursuant to Local Civil Rule 7(m), counsel for the Defendants called Plaintiffs' counsel, Messrs. Gingold and Harper, on the evening of March 22, 2004, regarding this motion. Neither of Plaintiffs' counsel answered his telephone when Defendants called, and as of the filing of this motion, neither had returned Defendants' counsel's voicemails regarding this motion.

Upon receipt of the Court's Preliminary Injunction, Defendants undertook to comply with the requirements of paragraph B.2. Pursuant to this paragraph, Defendants have been directed to file declarations with respect to Information Technology Systems "essential for the protection

against fires or other threats to life or property." Preliminary Injunction ¶ 2 (Mar. 15, 2004). As of the close-of-business on March 22, 2004, however, the Bureau of Reclamation has not been able to compile a list specifying each and every Information Technology Systems that will remain connected to the Internet. The Bureau of Reclamation expects to be able to complete requirements of paragraph B.2. of the Preliminary Injunction by March 26, 2004.

For the foregoing reasons, Defendants respectfully request that this Court grant Defendants' Motion for Enlargement of Time with Regard to Paragraph B.2 of the March 15, 2004 Preliminary Injunction.

Respectfully submitted,

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March 22, 2004

CERTIFICATE OF SERVICE

I hereby certify that, on March 22, 2004 the foregoing *Defendants' Motion for Enlargement of Time with Regard to Paragraph B.2 of the March 15, 2004 Preliminary Injunction* was served by Electronic Case Filing, and on the following who is not registered for Electronic Case Filing, by facsimile:

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(Judge Lamberth)

ORDER

This matter comes before the Court on Defendants' Motion for Enlargement of Time with Regard to Paragraph B.2 of the March 15, 2004 Preliminary Injunction. After considering that motion, plaintiffs' reply, if any, and the record of the case, it is hereby

ORDERED that the motion for enlargement should be, and hereby is, GRANTED, and it is

FURTHER ORDERED that Defendants' declaration with regard to the Bureau of Reclamation, to be filed pursuant to paragraph B.2 of the March 15, 2004 Preliminary Injunction shall be filed no later than March 26, 2004.

SO ORDERED this ___ day of _____, 2004.

ROYCE C. LAMBERTH
United States District Judge

cc:

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