

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:10-CV-00265-H

MICHAEL BATEMAN, VIRGIL GREEN, )  
FORREST MINGES, JR., GRNC/FFE, INC., )  
and SECOND AMENDMENT FOUNDATION, )  
INC., )

*Plaintiffs,* )

v. )

BEVERLY PERDUE, REUBEN F. YOUNG, )  
STOKES COUNTY, and CITY OF KING, )

*Defendants.* )

**CONSENT MOTION FOR  
EXTENSION OF TIME TO FILE  
REPLY BRIEF**

NOW COMES the undersigned counsel, on behalf of Defendants Beverly Perdue and Reuben F. Young (hereafter collectively “the State Defendants”), pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, and moves the Court for an extension of time, up to and including the 17<sup>th</sup> day of October, 2010, in which to file a reply brief in support of their Motion to Dismiss. In support of this motion, the State Defendants show unto the Court the following:

(1) Plaintiffs’ memorandum in opposition to the State Defendants’ Motion to Dismiss was served on the State Defendants on or about September 24, 2010, and the State Defendants’ reply brief in support of the Motion to Dismiss is currently due on or about October 4, 2010;

(2) Counsel for the State Defendants intends to submit a reply brief in support of their Motion to Dismiss and respectfully submits that he needs additional time in which to do so. The undersigned counsel currently has two briefs due in the North Carolina Court of Appeals in October, 2010 and will be out of the office on September 30, 2010; and

(3) Counsel for Plaintiffs has stated that he consents to this motion.

WHEREFORE, the State Defendants move the Court for an extension of time, up to and including the 17<sup>th</sup> day of October, 2010, in which to file a reply brief in support of their Motion to Dismiss.

Respectfully submitted, this the 27<sup>th</sup> day of September 2010.

ROY COOPER  
Attorney General

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**CERTIFICATE OF SERVICE**

I hereby certify that on this day, the 27<sup>th</sup> of September, 2010, I electronically filed the foregoing **CONSENT MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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