

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,
Plaintiff

CIVIL ACTION NO. 6:21-CV-03421

JUDGE MICHAEL J. JUNEAU

VERSUS

MAGISTRATE JUDGE
CAROL B. WHITEHURST

DON'S SPECIALTY MEATS, INC.
Defendant

**DEFENDANT'S UNOPPOSED SECOND LOCAL RULE 7.4.1 EX PARTE MOTION FOR
EXTENSION OF TIME TO ANSWER OR OTHERWISE PLEAD**

Defendant, Don's Specialty Meats, Inc. ("Don's"), respectfully moves, ex parte pursuant to Local Civil Rule 7.4.1, for an extension of time of fourteen (14) days, until January 11, 2022, to answer, respond or otherwise plead in response to Plaintiff, Equal Employment Opportunity Commission ("Plaintiff") Complaint (R. Doc. 1). In support of this motion, Don's states as follows:

1. On October 8, 2021, Plaintiff delivered via certified mail a copy of the Complaint and a Waiver of the Service of Summons ("waiver of service").
2. On November 17, 2021, Don's executed, and delivered to Plaintiff, the waiver of service.
3. Pursuant to Rule 4(d)(3), by executing the waiver of service, Don's deadline to answer or otherwise plead in response to the Plaintiff's Complaint is December 7, 2021; which is less than twenty-one (21) days after Don's executed the waiver of service.

4. As a result, on December 3, 2021, Don's filed a Local Civil Rule 7.4.1 *Ex Parte* Motion for Extension for Extension of Time to Answer or Otherwise Plead (R. Doc. 4).
5. On December 6, 2021, this Court granted such foregoing motion to extend to December 28, 2021, Don's deadline to file responsive pleadings (R. Doc. 6).
6. The parties have been engaged in efforts to amicably resolve this matter, and the parties anticipate being able to finalize such resolution in two weeks' time.
7. This is Don's second request for an extension of time.
8. By correspondence sent on December 22, 2021, counsel for Plaintiff stated that he does not object to Don's request for an extension of 14 days.

WHEREFORE, Defendant Don's respectfully requests this Honorable Court enter an Order granting Defendant's Unopposed Second Local Civil Rule 7.4.1 *Ex Parte* Motion for Extension of Time to Answer or Otherwise Plead, thereby extending Don's responsive pleading deadline to January 11, 2022.

Respectfully submitted,

/s/ Andrew J. Halverson

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Attorneys for Don's Specialty Meats, Inc.,

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the above and foregoing document has this date been served to all known counsel of record in this proceeding by:

()	Hand Delivery	()	Prepaid U.S. Mail
()	Facsimile	()	Federal Express
()	E-Mail	(X)	CM/ECF System

Lafayette, Louisiana, this 28th day of December, 2021.

/s/ Andrew J. Halverson
Andrew J. Halverson

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MAGISTRATE JUDGE
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DON'S SPECIALTY MEATS, INC.
Defendant

ORDER

Considering Defendant's Unopposed Second Local Civil Rule 7.4.1 *Ex Parte* Motion for Extension of Time to Answer or Otherwise Plead,

IT IS HEREBY ORDERED that the Motion is GRANTED. Defendant Don's Specialty Meats, Inc.'s deadline for filing responsive pleadings to Plaintiffs' Complaint is hereby extended through and until January 11, 2022.

Lafayette, Louisiana this ____ day of December, 2021.

UNITED STATES DISTRICT JUDGE