

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

_____ ELOUISE PEPION COBELL, et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 1:96CV01285
	)	(Judge Robertson)
DIRK KEMPTHORNE, Secretary of the Interior, et al.,	)	
	)	
Defendants.	)	
_____	)	

DEFENDANTS' UNOPPOSED MOTION FOR AN  
ENLARGEMENT OF TIME TO RESPOND TO PLAINTIFFS'  
MEMORANDUM REGARDING THE SCOPE OF THE OCTOBER 10, 2007 TRIAL

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure and Local Civil Rule 7, Defendants respectfully move this Court for an Order granting an enlargement of time of two (2) days, until June 13, 2007, to respond to Plaintiffs' Memorandum Regarding the Scope of the October 10, 2007 Trial (Dkt. No. 3334) (May 31, 2007) ("Plaintiffs' Second Brief"). Pursuant to Local Civil Rule 7(m), counsel for the parties conferred on May 24, 2007, and Plaintiffs' counsel stated that this motion would not be opposed. See Plaintiffs' Unopposed Motion for an Enlargement of Time at 2 n.2 (Dkt. No. 3329) (May 24, 2007).

Plaintiffs' Second Brief is lengthy and present numerous legal and factual assertions with regard to both Interior and Treasury. Defendants respectfully request that this Court grant this unopposed motion for a two-day enlargement of time to allow the Government sufficient time to prepare a thoughtful and thorough responsive brief addressing the complex issues raised in Plaintiffs' Second Brief.

For the foregoing reasons, Defendants respectfully request that this Court grant an

enlargement of time of two (2) days, until June 13, 2007, for Defendants to respond to Plaintiffs'

Memorandum Regarding the Scope of the October 10, 2007 Trial.

Respectfully submitted,

PETER D. KEISLER  
Assistant Attorney General

MICHAEL F. HERTZ  
Deputy Assistant Attorney General

J. CHRISTOPHER KOHN  
Director

/s/ Robert E. Kirschman, Jr.  
ROBERT E. KIRSCHMAN, JR. (D.C. Bar No. 406635)  
Deputy Director  
Commercial Litigation Branch  
Civil Division  
P.O. Box 875  
Ben Franklin Station  
Washington, D.C. 20044-0875  
Telephone: (202) 616-0328  
Facsimile: (202) 514-9163

June 4, 2007

CERTIFICATE OF SERVICE

I hereby certify that, on June 4, 2007 the foregoing Defendants' *Unopposed Motion for an Enlargement of Time to Respond to Plaintiffs' Memorandum Regarding the Scope of the October 10, 2007 Trial* was served by Electronic Case Filing, and on the following who is not registered for Electronic Case Filing, by facsimile:

Earl Old Person (*Pro se*)  
Blackfeet Tribe  
P.O. Box 850  
Browning, MT 59417  
Fax (406) 338-7530

/s/ Kevin P. Kingston  
Kevin P. Kingston

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

---

ELOUISE PEPION COBELL, <u>et al.</u> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No. 1:96cv01285(JR)
	)	
DIRK KEMPTHORNE, Secretary of the Interior, et al.,	)	
	)	
Defendants.	)	

---

**ORDER**

This matter comes before the Court on *Defendants' Unopposed Motion for an Enlargement of Time to Respond to Plaintiffs' Memorandum Regarding the Scope of the October 10, 2007 Trial*. [\_\_\_\_\_] Upon consideration of the Defendants' Unopposed Motion, and the entire record of this case, it is hereby;

ORDERED that the Unopposed Motion is, GRANTED and Defendants will have until Wednesday, June 13, 2007, to respond to *Plaintiffs' Memorandum Regarding the Scope of the October 10, 2007 Trial* (Dkt. No. 3334).

SO ORDERED

---

James Robertson  
UNITED STATES DISTRICT JUDGE

Date: \_\_\_\_\_