

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE

PLANNED PARENTHOOD OF NORTHERN)	
NEW ENGLAND, CONCORD FEMINIST)	
HEALTH CENTER, FEMINIST HEALTH)	
CENTER OF PORTSMOUTH, and)	
WAYNE GOLDNER, M.D.,)	
)	
Plaintiffs-Appellees,)	
)	
v.)	Civil No. 03-491-JD
)	
)	
KELLY AYOTTE, Attorney General of)	
New Hampshire, in her official capacity,)	
)	
Defendant-Appellant.)	
_____)	

ASSENTED-TO MOTION TO ADJUST BRIEFING SCHEDULE

NOW COME Plaintiffs, by and through counsel, and hereby move, with assent of opposing counsel, for an adjustment of the parties’ briefing schedule on the issue of attorney’s fees as follows: Plaintiff’s reply to Defendant’s Objection to Plaintiffs’ Motion for Attorneys’ Fees, Expenses and Costs to be due February 4, 2008; Defendant’s sur-reply to be due February 18, 2008. The reasons for this motion are as follows:

1. Under this Court’s Order of August 17, 2007, Plaintiffs’ Reply to Defendant’s Objection to Plaintiffs’ Motion for Attorneys’ Fees, Expenses and Costs is due January 24, 2008, and Defendant’s sur-reply is due February 7, 2008.
2. Plaintiffs require additional time to file their Reply to February 4, 2008, and Defendant therefore requires a similar extension to file her sur-reply.
3. Plaintiffs’ counsel contacted Defendant’s counsel, Maureen Smith, for assent to this motion and assent was provided on January 11, 2008.

4. Granting this motion would not result in the continuance of any hearing, conference, or trial.

WHEREFORE, for the reasons stated herein, Plaintiffs respectfully request that the Court:

Grant this Assented-To Motion to Adjust Briefing Schedule by extending Plaintiffs' time to reply to Defendant's Objection to Plaintiff's Motion for Attorney's Fees, Expenses and Costs to February 4, 2008 and Defendant's time to file a sur-reply to February 18, 2007.

MEMORANDUM STATEMENT – LR 7.1(a)(2)

The grounds for this motion are stated herein and no separate memorandum is being submitted.

Date: January 14, 2008

Respectfully submitted,

/s/ Martin P. Honigberg

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Portsmouth, and Wayne Goldner, M.D.

Certificate of Service

January 14, 2008

I hereby certify that a copy of the foregoing was served this date, via the ECF system on Senior Assistant Attorney General Maureen D. Smith, counsel for Defendant, and to all counsel of record.

/s/ Martin P. Honigberg

Martin P. Honigberg