

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE

PLANNED PARENTHOOD OF NORTHERN	)	
NEW ENGLAND, et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. C-03-491-JD
	)	
KELLY AYOTTE, Attorney General of	)	
New Hampshire, in her official capacity,	)	
	)	
Defendant.	)	
	)	

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**PLAINTIFFS’ ASSENTED-TO MOTION TO SET DEADLINE OF  
FEBRUARY 23, 2007, FOR PLAINTIFFS TO FILE THEIR REPLY IN  
SUPPORT OF THEIR CROSS-MOTION FOR SUMMARY JUDGMENT  
AND THEIR OBJECTION TO DEFENDANT’S CROSS-MOTION FOR  
SUMMARY JUDGMENT**

With the concurrence of Defendants’ counsel, Plaintiffs move for an order setting February 23, 2007, as the deadline for Plaintiffs to file their reply and their objection to Defendant’s cross-motion for summary judgment.

Pending before the Court are (1) the Defendant’s motion for partial summary judgment on the issue of legislative intent; (2) the Plaintiffs’ cross-motion for summary judgment on all issues; and (3) the Defendant’s cross-motion for summary judgment, which deals with the issues not addressed in the Defendant’s earlier motion. At this point, the Plaintiffs are entitled under Local Rule 7.1(e)(1) to submit a reply in support of their cross-motion and have notified the Court and the parties of their intention to do so. In addition, the Plaintiffs must respond to the Defendant’s cross-motion for summary judgment. The Plaintiffs believe it will be most efficient for them to make both filings at the same time.

Plaintiffs' counsel has conferred with Defendant's counsel and they have agreed that February 23, 2007, would be an appropriate date for the Plaintiffs' filings. This assented-to motion asks the Court to set that date as the Plaintiffs' deadline.

**MEMORANDUM STATEMENT (LR 7.1(a)(2))**

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

**CONCURRENCE STATEMENT (LR 7.1(c))**

Counsel for Defendant concurs in the relief requested in this motion.

WHEREFORE, the Plaintiffs ask this Court to enter an order setting February 23, 2007, as the deadline for the Plaintiffs to file their reply in support of their cross-motion for summary judgment and for their objection to the Defendant's cross-motion for summary judgment; and grant such further relief as is just and proper.

Date: January 4, 2007

Respectfully submitted,

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Center, Feminist Health Center of Portsmouth, and  
Wayne Goldner, M.D.

**CERTIFICATE OF SERVICE**

I hereby certify that on January 4, 2007, the foregoing was served through the  
ECF system.

/s/ Martin P. Honigberg  
Martin P. Honigberg