

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF INDIANA**

IRISH 4 REPRODUCTIVE HEALTH
et al.,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
HEALTH AND HUMAN SERVICES
et al.,

Defendants.

Case No. 3:18-cv-0491-PPS-JEM

DEFENDANTS' UNOPPOSED MOTION FOR EXTENSION OF TIME

Pursuant to Federal Rule of Civil Procedure 6(b)(1), and N.D. Ind. L.R. 6-1, Federal Defendants and Defendant University of Notre Dame seek a further extension of their deadline to respond to the complaint and for the pretrial conference. Defendants previously received an extension of these deadlines to permit the efficient briefing and resolution of Federal Defendants' motion to stay all proceedings in this case. Federal Defendants have subsequently filed their stay motion, ECF No. 85, Plaintiffs have opposed, ECF No. 88, and Federal Defendants' reply is due February 26, 2019.

Pursuant to the Court's previous order, Defendants' answers will currently be due on or before March 2, 2020. ECF No. 83. Pursuant to this Court's previous order, a pretrial conference has currently been scheduled for April 2, 2020. ECF No. 84.

In order to preserve the resources of the parties and this Court, Defendants request that their deadline to respond to the complaint and the pretrial conference be extended until the Court resolves Federal Defendants' stay motion. If the Court grants Federal Defendants' stay motion,

Defendants anticipate that the parties will file a joint status report after the Supreme Court's decision addressing the need for further proceedings in this case. If the Court denies Federal Defendants' stay motion, Defendants request that the Court set their answer deadline for 14 days after the Court's denial, and set the pretrial conference for a day and time at the Court's convenience and approximately 30 days after the Court's denial.

Plaintiffs "[do] not oppose this motion but do not consent." Based on the foregoing, Federal Defendants and the University of Notre Dame respectfully request that their motion be granted. In accordance with the Local Rules of this Court, a proposed order is attached hereto.

Dated: February 24, 2020

Respectfully submitted,

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/s/ Rebecca M. Kopplin
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Defendants' Unopposed Motion for Extension of Time was served on counsel for all parties using the Court's CM/ECF system on February 24, 2020.

/s/ Rebecca M. Kopplin
REBECCA M. KOPPLIN
Counsel for Federal Defendants

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[PROPOSED] ORDER

Upon consideration of Defendants' Unopposed Motion for Extension of Time, and for good cause shown, the Motion is hereby **GRANTED**.

Defendants' deadline to respond to the complaint and the previously set pretrial conference are hereby **VACATED**. In the event that the Court grants Federal Defendants' motion for a stay, the Court contemplates that the parties will address the need for further proceedings after the Supreme Court's decision in *Trump v. Pennsylvania*. In the event that the Court denies Federal Defendants' motion for a stay, Defendants' responses to the complaint shall be due 14 days after such a denial, and the Court will reschedule the pretrial conference at its convenience.

SO ORDERED.

Dated: _____

THE HONORABLE PHILIP P. SIMON
United States District Judge