

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

RAYMOND WOOLLARD, et al.,

*

Plaintiffs,

*

v.

*

Civil Case No. 1:10-cv-2068-JFM

TERRENCE SHERIDAN, et al.,

*

Defendants.

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* * * * *

CONSENT MOTION FOR EXTENSION AND TO SET BRIEFING SCHEDULE

The defendants, Terrence Sheridan, in his capacity as Superintendent of the Maryland State Police, and Denis Gallagher, Seymour Goldstein, and Charles M. Thomas, Jr., in their capacities as members of Maryland's Handgun Permit Review Board, hereby move the Court to extend the time for filing their response in opposition to the plaintiffs' motion for summary judgment (Paper No. 21) from March 7, 2011 until March 22, 2011, and to establish a further briefing schedule for that motion and for the defendants' forthcoming cross-motion for summary judgment:

1. On February 18, 2011, the plaintiffs filed a motion for summary judgment (Paper No. 21) requesting entry of judgment as to both counts of their amended complaint.
2. The defendants' response is currently due on March 7, 2011.
3. The plaintiffs' motion relates to a significant and rapidly evolving area of law in light of recent Supreme Court decisions regarding the interpretation and reach of

the Second Amendment and decisions of lower courts addressing various challenges following from those decisions, including the Fourth Circuit's recent decision in *United States v. Chester*, ___ F.3d ___, 2010 WL 5396069 (4th Cir. Dec. 30, 2010). In light of the issues involved, the defendants seek additional time to respond to the plaintiffs' motion. Counsel for the plaintiffs have consented to an extension of time to respond until March 22, 2011.

4. Furthermore, along with their response, the defendants intend to submit a cross-motion for summary judgment as to both counts of the amended complaint. For efficiency, and in accord with the directive for coordination set forth in Local Rule 105(2)(c), the parties have agreed to the following schedule for further briefing of the plaintiffs' motion for summary judgment and for simultaneous briefing of the defendants' forthcoming cross-motion for summary judgment:

- a. The plaintiffs' motion for summary judgment- filed February 18, 2011;
- b. The defendants' opposition to the plaintiffs' motion for summary judgment and cross-motion for summary judgment- to be filed on or before March 22, 2011;
- c. The plaintiffs' reply in support of their motion for summary judgment and response in opposition to the defendants' cross-motion for summary judgment- to be filed on or before April 15, 2011; and
- d. The defendants' reply in support of their cross-motion for summary judgment- to be filed on or before May 2, 2011.

6. A proposed order is attached.

Respectfully submitted,

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February 23, 2011

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[PROPOSED] ORDER

Upon consideration of the defendants' Consent Motion for Extension and to Set Briefing Schedule, it is hereby

ORDERED that the motion is GRANTED, and the following shall be the briefing schedule applicable to the plaintiffs' motion for summary judgment (Paper No. 21) and the forthcoming defendants' cross-motion for summary judgment:

- a. The defendants' opposition to the plaintiffs' motion for summary judgment and cross-motion for summary judgment is due on or before March 22, 2011;
- b. The plaintiffs' reply in support of their motion for summary judgment and response in opposition to the defendants' cross-motion for summary judgment is due on or before April 15, 2011; and

- c. The defendants' reply in support of their cross-motion for summary judgment is due on or before May 2, 2011.

Dated: _____

The Honorable J. Frederick Motz