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*Attorney for Appellees Governor Christopher J. Christie,  
Attorney General Jeffrey S. Chiesa, and New Jersey State  
Police Superintendent Colonel Rick Fuentes*

By: Roshan D. Shah  
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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT  
No. 12-1624

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ASSOCIATION OF NEW JERSEY	:	STATE DEFENDANTS-APPELLEES' NOTICE
RIFLE AND PISTOL CLUBS,	:	OF MOTION AND CERTIFICATION FOR
INC., et als.,	:	EXTENSION OF TIME TO
	:	FILE MERITS BRIEF
Appellants,	:	
v.	:	Sat Below:
GOVERNOR OF THE STATE OF	:	Hon. Joel A. Pisano, U.S.D.J.
NEW JERSEY, et als.,	:	
Appellees.	:	

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TO: Marcia M. Waldron, Clerk  
U.S. Court of Appeals  
for the Third Circuit  
21400 United States Courthouse  
601 Market Street  
Philadelphia, Pennsylvania 19106

Daniel L. Schmutter, Esq.  
Greenbaum, Rowe, Smith & Davis  
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*Attorney for Plaintiff-Appellants Association of New Jersey  
Rifle and Pistol Clubs, Inc., Scott L. Bach, Kaare A. Johnson,  
Bob's Little Sport Shop, Vincent Furio, Steven Yagiello*

Craig M. Pogosky, Esq.  
Zisa & Hitscherich  
77 Hudson Street  
Hackensack, NJ 07601  
*Attorney for Defendant-Appellee City of Hackensack*

PLEASE TAKE NOTICE that defendants-appellees Governor Christopher J. Christie, Attorney General Jeffrey S. Chiesa, and New Jersey State Police Superintendent Colonel Rick Fuentes (collectively, the "State Appellees"), by and through their attorney, Jeffrey S. Chiesa, Attorney General of New Jersey, by Roshan D. Shah, Deputy Attorney General, respectfully move before this Court, pursuant to Fed. R. App. P. 27 and Local App. R. 31.4, for an extension of time to file their merits brief. This motion is based upon the following:

1. This matter is an appeal from a final judgment entered by the United States District Court for the District of New Jersey. Plaintiff-Appellants seek to enjoin enforcement of New Jersey's One Handgun Per Month Law, N.J.S.A. 2C:58-2(a)(7) and N.J.S.A. 2C:58-3(i), arguing that it is preempted by 15 U.S.C. § 5001(g)(ii) and violates the Due Process Clause of the Fourteenth Amendment.

2. On June 4, 2012, the Plaintiff-Appellants filed and served their brief in this matter.

3. Pursuant to this Court's scheduling order, dated April 25, 2012, the State Appellees' brief was due on or before July 9, 2012.

4. On June 29, 2012, this matter was transferred from Deputy Attorney General Daniela Ivancikova to the undersigned counsel, after DAG Ivancikova announced she would be leaving the Corrections and State Police Section of the Division of Law.

5. On July 3, 2012, the undersigned counsel obtained a fourteen (14) day extension of time pursuant to Local App. R. 31.4, thereby rendering the brief due on July 23, 2012.

6. However, between July 3, 2012 and the present date, the undersigned counsel devoted significant time deposing parties/witnesses, preparing and opposing motions, responding to discovery; or attending court conferences in the following matters: Coles v. Carlini, et al., Civil Action No. 10-6132 (JBS-AMD); Miller v. Ricci, et al., Civil Action No. 11-859 (FLW-LHG); Clauson v. Glover, Civil Action No. 09-5306 (CCC-JAD); Brown v. Joe Dow Warden, et al., Civil Action No. 08-4330 (RMB-AMD); and Boroff v. Lynn, et al., Civil Action No. 11-6849 (ES-CLW).

7. The present matter involves significant constitutional questions.

8. Because of the date this matter was assigned to the undersigned counsel, and due to competing demands - many of which arose after the 14-day extension of time was obtained - the undersigned counsel requires additional time to fully research and respond to Plaintiff-Appellants' brief.

9. State Appellees have meritorious arguments to present to this Court.

10. Accordingly, State Appellees contend that good cause exists to extend the time for filing their merits brief by an additional thirty (30) days.

11. On July 16, 2012, the undersigned counsel reached out to Plaintiffs-Appellants' counsel to obtain consent for the extension. As of this date, consent has neither been given nor denied.

Respectfully submitted,

JEFFREY S. CHIESA  
ATTORNEY GENERAL OF NEW JERSEY

DATED: July 19, 2012

By: *s/RShah*

Roshan D. Shah  
Deputy Attorney General

**Certification of Service**

On July 19, 2012, I filed a copy of the foregoing Notice of Motion and Certification for Extension of Time to File Merits Brief with the Clerk of the Third Circuit Court of Appeals and served a copy on all counsel of record, listed below, via the Third Circuit Court of Appeals's Case Management/Electronic Case Filing System.

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*Attorney for Defendant-Appellee City of Hackensack*

*s/R Shah*

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