## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

GRANT F. SMITH,
Plaintiff,
V.
DEPARTMENT OF DEFENSE,
Defendant.

Civil Action No. 14-01611 (TSC)

## MOTION FOR AN EXTENSION OF TIME TO RESPOND TO PLAINTIFF'S COMPLAINT

)

Defendant respectfully moves the Court for an extension of its deadline to respond to the Plaintiff's Complaint (ECF No. 1), brought under the Freedom of Information Act (FOIA), 5 U.S.C. § 552. *See* Fed. R. Civ. P. 6(b)(1)(A). Defendant's response is currently due October 30, 2014. Defendant seeks an extension of time, up to and including December 9, 2014, to respond to Plaintiff's Complaint filed on September 23, 2014. Defendant attempted to contact Plaintiff, who is *pro se*, by telephone and e-mail to obtain his position on this motion but was unsuccessful. This is the first request by Defendant for an extension of the deadline to respond to the Complaint. As set forth below, there is good cause to grant this motion.

Plaintiff's complaint names the Department of Defense ("DOD") and concerns a FOIA request dated January 5, 2012. (ECF No. 1.) Plaintiff, an author and public researcher and founder of the Institute for Research: Middle Eastern Policy, filed the FOIA request seeking a copy of the 1987 DOD-chartered study conducted by the Institute for Defense Analysis titled "Current Technology Issues in Israel." (*Id.*) Agency counsel requires additional time to fully

## Case 1:14-cv-01611-TSC Document 7 Filed 10/29/14 Page 2 of 2

research this FOIA request and, if necessary, to prepare a declaration. Further, undersigned counsel requests an extension of time because of scheduling conflicts with other assigned cases.

There are no other pending court dates that this request for enlargement would affect.

As a result of the aforementioned facts, Defendant respectfully requests that the Court grant this motion for an extension of time to respond to the Amended Complaint until and including December 9, 2014. A proposed order is attached.

Dated: October 29, 2014

Respectfully submitted,

/s/

RONALD C. MACHEN JR., DC BAR # 447889 United States Attorney for the District of Columbia

DANIEL F. VAN HORN, DC BAR # 924092 Chief, Civil Division

By:

Laura E. Jennings Special Assistant United States Attorney PA Bar No. 206488 555 Fourth Street, N.W. – Civil Division Room E-4916 Washington, D.C. 20530 Laura.Jennings2@usdoj.gov (202) 252-2569