

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

FILED
U. S. DISTRICT COURT
EASTERN DISTRICT OF TEXAS

TYLER DIVISION

JAN 26 1978

MURRAY L. HARRIS, CLERK
By
Deputy *Louise Carroll*

J. and R. DOE, et al.,)	
)	
Plaintiffs,)	CIVIL ACTION
)	NO. TY-77-261-CA
v.)	
)	
JAMES PLYLER, et al.,)	
)	
Defendants.)	

MOTION OF THE UNITED STATES FOR EXTENSION
OF TIME IN WHICH TO FILE ITS POST-TRIAL BRIEF

The United States, amicus curiae herein, hereby moves the Court for an extension of time until January 30, 1978 in which to file its post-trial brief, as requested by the Court at the trial of this matter and by order of January 9, 1978.

As grounds for this Motion the United States would show the following:

1. The attorney for the United States who attended the trial and was preparing the brief in this case was notified during the week of January 9 of a trial that had been scheduled for the week of January 23 in Alabama. As a result this case has been reassigned to another attorney who has had to familiarize himself thoroughly with the record in this case.

2. Because of the number of offices having input into this matter, and the important interest of the United States in this issue, a review of the matter by appropriate officials of the Department of Justice has and will be more time-consuming than normal.

3. The extension requested will not unduly prejudice the rights of the parties to this case.

WHEREFORE, the United States respectfully requests that the Court grant the extension requested herein. A proposed order is attached.

JOHN HANNAH
United States Attorney

Respectfully submitted,

DREW S. DAYS, III
Assistant Attorney General

Joseph D. Rich

ALEXANDER C. ROSS
JOSEPH D. RICH
Attorneys
Department of Justice
Washington, D.C. 20530

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Motion of the United States for Extension of Time in Which to File its Post-Trial Brief has been served on following counsel of record, by placing same in the United States mail, postage pre-paid;

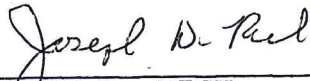
Peter Ross
MALDEF
28 Greary Street, 6th Floor
San Francisco, California 94108

Larry Daves
P.O. Box 1115
Tyler, Texas 75701

John C. Hardy
Wilson, Miller, Spivey, Sheehy, Knowles
& Hardy
200 Peoples Bank Bldg., South
Tyler, Texas 75702

Susan Cardwell
Assistant Attorney General
P.O. Box 12548
Austin, Texas 78711

This 20th day of January, 1978.



JOSEPH D. RICH
Attorney
Department of Justice
Washington, D.C. 20530