

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

HIV AND HEPATITIS POLICY  
INSTITUTE *et al.*,

Plaintiffs,

v.

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

Defendants.

Civil Action No. 1:22-cv-02604-JDB

**UNOPPOSED MOTION FOR EXTENSION OF TIME FOR DEFENDANTS TO FILE  
THEIR OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT  
AND THEIR CROSS-MOTION FOR SUMMARY JUDGMENT**

Defendants respectfully move for an extension of time to file their opposition to Plaintiffs' motion for summary judgment and their cross-motion for summary judgment, from March 2, 2023, to March 16, 2023. The reasons for this motion are set forth further below:

1. Plaintiffs filed their Motion for Summary Judgment on February 2, 2023 (ECF No. 13) ("Plaintiffs' Motion"). Pursuant to the Court's Minute Order of December 1, 2022, Defendants' opposition to this motion and their cross-motion for summary judgment is currently due on or before March 2, 2023.

2. The memorandum in support of Plaintiffs' Motion is 42 pages long and raised a variety of complex issues. As a result of these facts and the leave and work schedules of undersigned counsel, Defendants will need additional time to prepare their opposition and cross-motion.

3. Accordingly, Defendants request that their due date for their opposition and cross-motion be extended from March 2 to March 16, 2023. Defendants further request that the other dates in the Court's December 1, 2022, Minute Order be adjusted accordingly.

4. Accordingly, the Defendants request that the Court order the following revised schedule:

- March 16, 2023 – Defendants will file their opposition to Plaintiffs’ motion for summary judgment and their cross-motion for summary judgment;
- April 13, 2023 – Plaintiffs will file their combined reply and opposition to Defendants’ cross-motion for summary judgment;
- May 4, 2023 – Defendants will file their reply brief.

5. On February 23, 2023, undersigned counsel conferred via email with counsel for Plaintiffs, Paul Hughes, who advise that Plaintiffs consent to this extension.

WHEREFORE, for the foregoing reasons, Defendants respectfully move for an extension of time to file their opposition to Plaintiffs’ motion for summary judgment and their cross-motion for summary judgment, from March 2, 2023, to March 16, 2023, and that the remaining dates for the summary judgment briefing be adjusted accordingly. A proposed order is submitted herewith.

Dated: February 27, 2023

Respectfully submitted,

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