

Nos. 19-1081(L), 19-1083

**In the United States Court of Appeals
for the Federal Circuit**

NATIONAL VETERANS LEGAL SERVICES PROGRAM,
NATIONAL CONSUMER LAW CENTER, and ALLIANCE FOR JUSTICE,
for themselves and all others similarly situated,
Plaintiffs-Appellants,

v.

UNITED STATES OF AMERICA,
Cross-Appellant.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA
CASE NO. 1:16-745-ESH (THE HON. ELLEN S. HUVELLE)

**APPELLANTS' UNOPPOSED MOTION FOR AN EXTENSION
OF TIME TO FILE OPENING BRIEF**

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Counsel for plaintiffs-appellants National Veterans Legal Services Program, et al.

November 26, 2018

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

National Veterans Legal Services Program v. United States

Case No. 19-1081, 19-1083

CERTIFICATE OF INTEREST

Counsel for the:

(petitioner) (appellant) (respondent) (appellee) (amicus) (name of party)

Deepak Gupta

certifies the following (use "None" if applicable; use extra sheets if necessary):

1. Full Name of Party Represented by me	2. Name of Real Party in interest (Please only include any real party in interest NOT identified in Question 3) represented by me is:	3. Parent corporations and publicly held companies that own 10% or more of stock in the party
National Veterans Legal Services Program	None	None
National Consumer Law Center	None	None
Alliance for Justice	None	None

4. The names of all law firms and the partners or associates that appeared for the party or amicus now represented by me in the trial court or agency or are expected to appear in this court (**and who have not or will not enter an appearance in this case**) are:

Meghan S. B. Oliver, Motley Rice LLC
Elizabeth Smith, Motley Rice LLC

FORM 9. Certificate of Interest

**Form 9
Rev. 10/17**

5. The title and number of any case known to counsel to be pending in this or any other court or agency that will directly affect or be directly affected by this court's decision in the pending appeal. *See Fed. Cir. R. 47.4(a)(5) and 47.5(b).* (The parties should attach continuation pages as necessary).

Counsel knows of no pending matters in this or any court that will directly affect or be directly affected by this court's decision in the pending appeal.

11/26/2018

Date

/s/ Deepak Gupta

Signature of counsel

Deepak Gupta

Printed name of counsel

Please Note: All questions must be answered

cc: _____

Reset Fields

The plaintiffs-appellants respectfully request a 30-day extension of time within which to file their opening brief, from December 17, 2018, to January 16, 2018. There is good cause for this request, as follows:

1. Counsel with primary responsibility for drafting the opening brief, Deepak Gupta, Jonathan E. Taylor, and other attorneys at Gupta Wessler, have several pressing obligations that have taken up and will continue to take up substantial time over the next month. These obligations include:

- A brief due on November 27 in *Flanagan v. Becerra*, No. 18-3390 (9th Cir.);
- A reply brief to a preliminary injunction motion due on December 3 in *Gabbard v. Madison County*, No. 2018-09-2028 (Butler Cnty. Ct. Common P., Ohio);
- A petition for writ of certiorari in the U.S. Supreme Court due on December 3 in *Rentmeester v. Nike*, No. 18A328;
- An oral argument on December 7 in *Youth for Environmental Justice, et al. v. City of Los Angeles*, Nos. B282822, B285491 (Cal. Ct. App.);
- A brief due on December 17 in *Kraukauer v. DISH Network*, No. 18-1518 (4th Cir.);
- A brief due on December 20 in *Williams v. Big Picture Loans*, No. 18-1827 (4th Cir.); and

- A merits brief as Court-appointed amicus due in the U.S. Supreme Court on January 16, 2019 (*Smith v. Berryhill*, No. 17-1606).
2. In addition, counsel for the appellants have previously scheduled personal travel over the December holiday period.
 3. Counsel for the cross-appellants, Alisa Klein, has consented to the relief requested in this motion.

For the foregoing reasons, the unopposed motion for a 30-day extension of time to file the plaintiffs-appellants' brief should be granted through January 16, 2018.

Respectfully submitted,

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November 26, 2018

Counsel for plaintiffs-appellants

CERTIFICATE OF SERVICE

I hereby certify that on November 26, 2018, I electronically filed the foregoing motion with the Clerk of the Court for the U.S. Court of Appeals for the Federal Circuit by using the CM/ECF system. All participants have consented to service by electronic mail:

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Counsel for cross-appellant

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