

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

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CITIZENS FOR RESPONSIBILITY))
AND ETHICS IN WASHINGTON))
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Plaintiff,))
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v.)	Civil Action No. 09-1432 (HHK)
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U.S. DEPARTMENT OF THE ARMY))
))
Defendant.))
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**DEFENDANT’S MOTION FOR AN ENLARGEMENT OF TIME
WITHIN WHICH TO ANSWER, MOVE OR OTHERWISE RESPOND**

Plaintiff brings this case under the Freedom of Information Act, 5 U.S.C. § 552 challenging the alleged failure of the United States Department of the Army to provide requested documents relating to guidance for the diagnosis of Post-Traumatic Stress Disorder. Defendant respectfully moves this Court for a sixty (60) day enlargement of time through and including December 4, 2009 within which to answer, move, or otherwise respond to the Complaint in this matter. Good cause exists to grant this motion:

1. Defendant’s answer, motion or other response to the Complaint is currently due October 5, 2009.
2. Defendant has been diligently working on this matter; however, Defendant needs more time to properly coordinate the agency’s response. To date, Defendant has identified the agencies likely to possess documents responsive to Plaintiff’s FOIA request, and forwarded the request to those agencies. Plaintiff has provided a clarification of the documents they seek, which Defendant will also forward to these agencies. Defendant requests additional time to conduct a search for responsive documents and release them as appropriate, to Plaintiff. After

release of these documents, Defendant also requests time to determine whether settlement of this claim is possible.

3. Granting this enlargement will not require the rescheduling of pre-trial or trial dates or any other in-court matters.

4. This is the second enlargement of time sought in this matter.

5. Plaintiff, through counsel, consents to a 30-day extension at this time. If Defendant has made progress in responding to Plaintiff's FOIA request in that time, then Plaintiff would consider consenting to another 30-day extension to resolve the case, if possible.

For these reasons, Defendant requests that the Court grant its Motion for Enlargement of Time Within Which to Answer, Move or Otherwise Respond. A proposed order is included with this Motion.

Respectfully submitted,

_____/s/_____
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_____/s/_____
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