

UNITED STATES DISTRICT COURT  
SOUTHRN DISTRICT OF FLORIDA

CASE NO. 08-80736-CIV-MARRA

JANE DOE 1 AND JANE DOE 2,

Petitioners,

vs.

UNITED STATES OF AMERICA,

Respondent.

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RESPONDENT'S UNOPPOSED MOTION TO AMEND SCHEDULING ORDER

Respondent, by and through its undersigned counsel, files its Unopposed Motion to Amend Scheduling Order, and states:

1. On December 23, 2015, the Court entered its Scheduling Order, setting forth dates on which the parties are to file their respective motions for summary judgment; responses thereto; and replies. D.E. 346. This Order was based upon the parties Joint Scheduling Report, filed on December 17, 2015. D.E. 345.

2. When the Joint Scheduling Report was filed, respondent expected it would be able to respond to petitioners' Third Request for Admissions to the Government Regarding Questions Relevant to "Victim" Status under the Crime Victim Rights Act, and petitioners' Supplemental Request for Production to The Government Regarding "Victim" Status, by January 19, 2016. This would have allowed petitioners to have the responses prior to January 22, 2016, the date they were to file their motion for summary judgment. D.E. 346, ¶ 1.

3. Due to the absence of one of respondent's co-counsel during the period January 14 – 24, 2016, respondent's counsel were unable to prepare the responses to the two discovery

requests by January 19, 2016. Respondent asked petitioner's counsel for an extension until February 1, 2016, to which they graciously consented. Since petitioners will not have the responses prior to the filing of their motion for summary judgment, the parties have agreed to seek leave of the Court to amend the briefing schedule to the following:

|                   |                                                                                                                                                                                                                         |
|-------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| February 10, 2016 | Petitioners shall file their motion for summary judgment (presently due on January 22, 2016)                                                                                                                            |
| March 24, 2016    | Government shall file its response to petitioners' motion for summary judgment, and its own cross-motion for summary judgment (presently due on February 22, 2016)                                                      |
| April 12, 2016    | Petitioners shall file their reply to the Government's response to petitioners' motion for summary judgment, and their response to the Government's cross-motion for summary judgment (presently due on March 11, 2016) |
| April 26, 2016    | Government shall file its reply to petitioners' response to the Government's cross-motion for summary judgment (presently due on March 25, 2016)                                                                        |

4. Respondent respectfully requests the Scheduling Order be amended to reflect the adjusted dates in the preceding paragraph. A proposed Order is attached.

DATED: January 20, 2016

Respectfully submitted,

WIFREDO A. FERRER  
UNITED STATES ATTORNEY

By: s/ Dexter A. Lee  
DEXTER A. LEE  
Assistant U.S. Attorney  
Fla. Bar No. 0936693  
99 N.E. 4<sup>th</sup> Street, Suite 300  
Miami, Florida 33132  
(305) 961-9320  
Fax: (305) 530-7139  
E-mail: [dexter.lee@usdoj.gov](mailto:dexter.lee@usdoj.gov)

ATTORNEY FOR RESPONDENT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on January 20, 2016, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF.

s/ Dexter A. Lee  
DEXTER A. LEE  
Assistant U.S. Attorney

SERVICE LIST

Jane Does 1 and 2 v. United States,  
Case No. 08-80736-CIV-MARRA/JOHNSON  
United States District Court, Southern District of Florida  
Bradley J. Edwards, Esq.,  
Farmer, Jaffe, Weissing, Edwards, Fistos & Lehrman, P.L.  
425 North Andrews Avenue, Suite 2  
Fort Lauderdale, Florida 33301  
(954) 524-2820  
Fax: (954) 524-2822  
E-mail: brad@pathtojustice.com

Paul G. Cassell  
S.J. Quinney College of Law at the  
University of Utah  
332 S. 1400 E.  
Salt Lake City, Utah 84112  
(801) 585-5202  
Fax: (801) 585-6833  
E-mail: casselp@law.utah.edu

Attorneys for Jane Doe # 1 and Jane Doe # 2