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9 UNITED STATES DISTRICT COURT  
DISTRICT OF ARIZONA

10 KENNETH ALLEN,  
11 Plaintiff,

12 v.

13 DEPARTMENT OF HOMELAND  
14 SECURITY and U.S. DEPARTMENT OF  
STATE, *et al.*,  
15 Defendants.

09-CV-00373-TUC-FRZ

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**CONSENT MOTION TO ALTER  
BRIEFING SCHEDULE  
(First Request)**

Pursuant to LRCiv 7.2 and 7.3, the parties hereby jointly move for an alteration of the briefing schedule set forth by the Court in its March 24, 2010 Order [Dkt. #34].

**MEMORANDUM IN SUPPORT**

In this Freedom of Information Act action, *pro se* Plaintiff Kenneth Allen seeks records from the Department of Homeland Security and the Department of State. On February 1, 2010, the Court dismissed Plaintiff's claims seeking documents relating to "Barry Soetoro" and/or President Barack Obama [Dkt. #27]. After entry of this order, the only claims remaining concern Plaintiff's requests for documents relating to Stanley Ann Dunham, the President's mother, and Lolo Soetoro, her ex-husband. On July 29, 2010, Defendants released documents in response to these requests. Under the current briefing

1 schedule regarding these remaining claims, Defendants' motion for summary judgment is  
2 presently due on August 5, 2010. The parties request that the present schedule be altered so  
3 that Plaintiff can have additional time to review the release and decide what aspects of  
4 Defendants' processing to challenge, if any. Plaintiff is also dealing with health issues that  
5 will require attention in the coming weeks. Accordingly, the parties request that the  
6 following schedule be established for summary judgment briefing:

7  
8 Defendants' Motion for Summary Judgment: October 14, 2010  
9 Plaintiff's Opposition: November 4, 2010  
10 Defendants' Reply November 18, 2010  
11  
12

13 I, Brigham J. Bowen, by signing below, certify pursuant to Paragraph II(C)(3),  
14 District of Arizona ECF Administrative Policies and Procedures Manual (April 3, 2006) that  
15 the content of this consent motion is acceptable to all registered signatories required to sign  
16 it.

17  
18 Dated: August 3, 2010

19  
20  
21 s/ Kenneth Allen  
KENNETH ALLEN  
Plaintiff

Respectfully submitted,

TONY WEST  
Assistant Attorney General

ELIZABETH J. SHAPIRO  
Deputy Branch Director

22 s/ Brigham J. Bowen  
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20 Massachusetts Ave., N.W.  
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*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 3, 2010, I caused a copy of the foregoing consent motion to be sent via first-class mail, postage pre-paid, to:

Kenneth L. Allen  
10055 E. Gray Hawk Dr.  
Tucson, AZ 85730

August 3, 2010

s/ Brigham J. Bowen

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