

1 Judgment, and Opposition to Plaintiff's Cross-Motion for Summary Judgment. As set forth in
2 the below Memorandum of Points and Authorities, Local Rule 7-4 requires that reply briefs be
3 limited to twenty pages (excluding exhibits) unless otherwise permitted. The United States
4 requests that the page limit be enlarged to twenty-four pages in this instance. The United States
5 has conferred with counsel for Plaintiff, who does not oppose this Motion.

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7 Dated: March 30, 2012

Respectfully submitted,

8 STUART F. DELERY
Acting Assistant Attorney General

9 DANIEL G. BOGDEN
10 United States Attorney

11 SANDRA M. SCHRAIBMAN
12 Assistant Director
Federal Programs Branch

13 /s/ John K. Theis

14 JOHN K. THEIS
15 Trial Attorney
United States Department of Justice

16 *Attorneys for Defendants the United States of*
17 *America, ATF, U.S. Attorney General Eric Holder,*
18 *Acting ATF Director B. Todd Jones, and*
19 *Assistant ATF Director Arthur Herbert, in their*
20 *official capacities (collectively, the United States)*

1 **MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF**
2 **UNOPPOSED MOTION FOR ENLARGEMENT OF PAGE LIMIT**

3 Local Rule 7-4 of the U.S. District Court for the District of Nevada limits reply briefs to
4 twenty pages “unless otherwise ordered by the Court.” Defendants the United States of America,
5 the Bureau of Alcohol, Tobacco, Firearms, and Explosives, and the individual defendants in their
6 official capacities (collectively, the United States) respectfully request an enlargement of the
7 page limit for the United States’s Reply in Support of its Motion to Dismiss or, in the
8 Alternative, for Summary Judgment, and Opposition to Plaintiff’s Cross-Motion for Summary
9 Judgment. Plaintiff’s responsive brief contains several broad-ranging constitutional arguments,
10 and she has independently moved for summary judgment.¹ Although the United States
11 recognizes the advantages of succinct briefs and has attempted to respond to Plaintiff’s
12 Opposition and Cross-Motion in a concise manner, it respectfully requests an additional four
13 pages in order to thoroughly and adequately address the arguments raised by Plaintiff. The
14 United States has conferred with counsel for Plaintiff, who does not oppose this Motion.
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16 Dated: March 30, 2012

Respectfully submitted,

17 STUART F. DELERY
18 Acting Assistant Attorney General

19 DANIEL G. BOGDEN
United States Attorney

20 SANDRA M. SCHRAIBMAN
21 Assistant Director

22 /s/ John K. Theis
23 JOHN K. THEIS
Trial Attorney
United States Department of Justice
24

25 ¹ Because Plaintiff cross-moved for summary judgment, the United States’s brief may be subject
26 to the thirty-page limit for response briefs in Local Rule 7-4. Out of an abundance of caution,
the United States moves for an extension of the twenty-page limit for reply briefs.

1 *Attorneys for Defendants the United States of*
2 *America, ATF, U.S. Attorney General Eric Holder,*
3 *Acting ATF Director B. Todd Jones, and*
4 *Assistant ATF Director Arthur Herbert,*
5 *in their official capacities (collectively, the United*
6 *States)*

7 **IT IS SO ORDERED:**

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9 **UNITED STATES DISTRICT JUDGE**

10 **DATED:** _____
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PROOF OF SERVICE

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2 I, John K. Theis, Trial Attorney with the United States Department of Justice, certify that
3 the following individuals were served with the **UNOPPOSED MOTION FOR**
4 **ENLARGEMENT OF PAGE LIMIT** on this date by the below identified method of service:

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8
9 **Electronic Case Filing:**

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11
12 Charles C. Rainey Esq. (Bar No. 10723)
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17
18
19 *Attorney for Plaintiff*

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21
22 DATED this 30th day of March 2012.

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26
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28
/s/ John K. Theis

JOHN K. THEIS
Trial Attorney
United States Department of Justice