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December 12, 2007

APPLICATION
GRANTED

SO ORDERED

Henry Pitman
HENRY PITMAN
UNITED STATES MAGISTRATE JUDGE

12-12-07

Via Facsimile (212)805-6111

Hon. Magistrate Judge Henry Pitman
United States Courthouse
500 Pearl Street, room 750
New York, NY 10007

Re: Desclafani v. Pave-Mark Corporation et al.
07 CIV 4639 (SHS)(HP)

Dear Magistrate Judge Pitman:

I am writing to request an extension of time to file papers in opposition to defendants' Motion for Summary Judgment. Defendant filed a Motion for Summary Judgment on November 20, 2007. The Court Rules required that all papers be filed by December 5, 2007. Due to a problem at my office this was not accomplished.

Additionally, since this Court's decision on the Motion for Summary Judgment may make discovery in this matter moot, I am today filing a Joint Motion for Stay of discovery (other than discovery that may be relevant to defendants' motion).

I have conferred with defense counsel, and defendants consent to an extension of time to file papers for the Motion for Summary Judgment until January 18, 2008, if the Joint Motion for Stay is granted. It is respectfully submitted that no prior requests for an extension of time has been requested.

Thank you for your consideration.

Very truly yours,

William P. Hepner
William P. Hepner

WPH:mc
cc. John M. Alten, Esq. (216)583-7001
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