

Alan C. Milstein (*Pro Hac Vice*)  
SHERMAN, SILVERSTEIN, KOHL, ROSE &  
PODOLSKY, P.A.  
308 Harper Drive, Suite 200  
Moorestown, NJ 08057  
Telephone: 856-662-0700  
E-Mail: amilstein@shermansilverstein.com

Marianne Dugan (OSB #932563)  
259 E. 5th Avenue, Suite 200-D  
Eugene, OR 97401  
Telephone: 541-338-7072  
E-Mail: mdugan@mdugan.com

***Attorneys for Plaintiff Brandon Austin***

Alex Spiro (*Pro Hac Vice*)  
BRAFMAN & ASSOCIATES  
767 Third Avenue  
New York, NY 10017  
Telephone: 212-750-7800  
E-Mail: aspiro@braflaw.com

Brian Michaels (OSB #925607)  
259 East Fifth Avenue, Suite 300-D  
Eugene, OR 97401  
Telephone: 541-687-0578  
E-Mail: brian@brianmichaelslaw.com

***Attorneys for Plaintiffs Dominic Artis and  
Damyean Dotson***

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
EUGENE DIVISION**

BRANDON AUSTIN,

Plaintiff,

v.

UNIVERSITY OF OREGON; SANDY  
WEINTRAUB; CHICORA MARTIN;  
ROBIN HOLMES; and MICHAEL R.  
GOTTFREDSON, all in their individual  
capacities only,

Defendants.

---

DOMINIC ARTIS and DAMYEAN  
DOTSON,

Plaintiffs,

Case Nos.:

6:15-cv-02257-MC (Lead Case)

6:16-cv-00647-MC (Member Case)

**JURY TRIAL DEMANDED**

**PLAINTIFFS' UNOPPOSED  
MOTION FOR AN EXTENSION OF  
TIME TO RESPOND TO THE  
DEFENDANTS' MOTION TO  
DISMISS**

v.

UNIVERSITY OF OREGON; SANDY  
WEINTRAUB; CHICORA MARTIN;  
ROBIN HOLMES; and MICHAEL R.  
GOTTFREDSON,

Defendants.

**LOCAL RULE 7.1 CERTIFICATION**

The parties have conferred regarding this motion, and counsel for the Defendants does not oppose the extension requested herein.

**MOTION**

In accordance with the Federal Rules of Civil Procedure, and the Local Rules of Civil Procedure, Plaintiffs Brandon Austin, Dominic Artis, and Damyeon Dotson, by and through their respective counsel, respectfully move this Court for an Order resetting the time to respond to the Defendants' pending motion to dismiss from December 19, 2016, to January 19, 2017.

**MEMORANDUM IN SUPPORT**

The Plaintiffs seek this extension to respond due to the Plaintiffs' counsels' schedules, other work obligations, and the upcoming holidays. As noted above, the Plaintiffs' counsel has informed Defendants' counsel of this motion, and Defendants' counsel has stated that they have no objection.

This is the first request for an extension made by the Plaintiffs, and this motion is not made for purposes of delay.

**CONCLUSION**

The Plaintiffs' counsel respectfully request that this motion be granted.

Dated: Monday, December 12, 2016

Respectfully submitted,

LAW OFFICES OF MARIANNE DUGAN

By: /s/ Marianne Dugan  
Marianne Dugan  
259 East 5th Avenue, Suite 200-D  
Eugene, OR 97401  
Telephone: 541-338-7072  
Facsimile: 866-650-5213  
E-Mail: mdugan@mdugan.com

– and –

Alan C. Milstein (*Pro Hac Vice*)  
SHERMAN, SILVERSTEIN, KOHL,  
ROSE & PODOLSKY, P.A.  
308 Harper Drive, Suite 200  
Moorestown, NJ 08057  
Telephone: 856-662-0700  
Facsimile: 856-488-4744  
E-Mail: amilstein@shermansilverstein.com

*Attorneys for Plaintiff Brandon Austin*

LAW OFFICE OF BRIAN MICHAELS

By: /s/ Brian Michaels (signed with permission)  
Brian Michaels (OSB #925607)  
259 East Fifth Avenue, Suite 300-D  
Eugene, OR 97401  
Telephone: 541-687-0578  
E-Mail: brian@brianmichaelslaw.com

Alex Spiro (*Pro Hac Vice*)  
Brafman & Associates  
767 Third Avenue  
New York, NY 10017  
Telephone: 212-750-7800  
E-Mail: aspiro@braflaw.com

*Attorneys for Plaintiffs Dominic Artis and  
Damyean Dotson*

**CERTIFICATE OF SERVICE**

I, Marianne Dugan, hereby certify that, on the date set forth below, I served a copy of the within “Unopposed Motion for an Extension of Time to Respond to the Defendants’ Motion to Dismiss” upon the following counsel of record via this Court’s mandatory Electronic Case Filing system:

Michelle Barton Smigel, P.C. (OSB No. 045530)  
Michael Porter, P.C. (OSB No. 003560)  
MILLER NASH GRAHAM & DUNN LLP  
3400 U.S. Bancorp Tower  
111 S.W. Fifth Avenue  
Portland, Oregon 97204

*Attorneys for the Defendants*

Dated: Monday, December 12, 2016

Respectfully submitted,

LAW OFFICES OF MARIANNE DUGAN

By: /s/ Marianne Dugan  
Marianne Dugan  
259 East 5th Avenue, Suite 200-D  
Eugene, OR 97401  
Telephone: 541-338-7072  
Facsimile: 866-650-5213  
E-Mail: mdugan@mdugan.com

– and –

Alan C. Milstein (*Pro Hac Vice*)  
SHERMAN, SILVERSTEIN, KOHL,  
ROSE & PODOLSKY, P.A.  
308 Harper Drive, Suite 200  
Moorestown, NJ 08057  
Telephone: 856-662-0700  
Facsimile: 856-488-4744  
E-Mail: amilstein@shermansilverstein.com

*Attorneys for Plaintiff Brandon Austin*