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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

CASCADIA WILDLANDS PROJECT,
LEAGUE OF WILDERNESS DEFENDERS -
BLUE MOUNTAINS BIODIVERSITY
PROJECT, OREGON CHAPTER OF THE
SIERRA CLUB,

Plaintiffs,

vs.

WILLIAM ANTHONY, in his capacity as
District Ranger for the Sisters Ranger District
of the Deschutes National Forest; UNITED
STATES FOREST SERVICE, an
administrative agency of the United States
Department of Agriculture,

Defendants.

Civ. Case No. 07-6147-AA

PLAINTIFFS' RESPONSE TO
DEFENDANTS' MOTION FOR
½-DAY EXTENSION OF TIME

Plaintiffs, through undersigned counsel and for the reasons set forth more fully below, hereby oppose Defendants' Motion for Extension of Time. On June 28, 2007, Plaintiffs served by personal delivery a copy of Plaintiffs' Motion for Temporary Restraining Order and Preliminary Injunction and all associated documents and exhibits to the U.S. Attorney's office. On the same day, undersigned counsel emailed copies of the motion and all related documents to counsel for Defendants. Ten days ago, on June 29, 2007, counsel for Defendants first asked Plaintiffs for their position on a Motion for Extension of Time that would allow Defendants to file a response after June 9, 2007. Given the hearing on June 12, 2007 and the fact that Plaintiffs already had only two days to reply to Defendants' response before the hearing, undersigned counsel responded that Plaintiffs would oppose an extension. On July 9, 2007, on the day Defendants' reply was to be filed, counsel for Defendants again asked Plaintiffs if they would oppose a motion to extend the time for Defendants to file their response. For the same reasons, Plaintiffs again opposed.

The Defendants have already had 11 days to file a response and have chosen not to file for an extension of time until after business hours on the day the response was due. Because the current schedule gives Plaintiffs only two days before the hearing to review and reply to Defendants' response, any extension of time for the Defendants, even a ½-day extension, substantially impairs Plaintiffs' ability to meaningfully reply. Plaintiffs respectfully request that the court deny Defendants' Motion for Extension of Time.

If the court grants Defendants' motion, Plaintiffs alternatively request that the court reset oral argument to July 18 or July 19, 2007 so that Plaintiffs have an opportunity to review and reply to Defendants' response. Daniel Kruse, who is lead counsel for Plaintiffs and who will be representing Plaintiffs at oral arguments, will be in New York from July 20, 2007 until July 29,

2007. If oral argument is reset, Plaintiffs respectfully request that it take place either before July 20 or after July 29.

Respectfully submitted this 9th day of July, 2007.

/s/ Daniel Kruse

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