

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

ASSOCIATION OF COMMUNITY	)	
ORGANIZATIONS FOR REFORM NOW	)	
(ACORN), INDIANA STATE	)	
CONFERENCE OF THE NATIONAL	)	
ASSOCIATION FOR THE ADVANCEMENT	)	
OF COLORED PEOPLE (NAACP), and	)	<b>Cause No.:1:09-cv-0849 WTL-DML</b>
PARIS ALEXANDER,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
ANNE W. MURPHY, in her official capacity as	)	
Secretary of the Indiana Family and Social	)	
Services Administration, CATHY BOGGS,	)	
in her official capacity as Director of Indiana	)	
Family and Social Services Administration	)	
Division of Family Resources, J. BRADLEY	)	
KING and PAMELA POTEESTA, in their	)	
official capacity as Co-Directors of the Indiana	)	
Election Division, THOMAS E. WHEELER,	)	
in his official capacity as Chair of the Indiana	)	
Election Commission, S. ANTHONY LONG,	)	
in his official capacity as Vice-Chair of the	)	
Indiana Election Commission, and DANIEL	)	
A. DUMEZICH and SARAH STEELE	)	
RIORDAN, in their official capacity as	)	
members of the Indiana Election Commission,	)	
	)	
Defendants.	)	

**UNOPPOSED SECOND MOTION FOR ENLARGEMENT OF TIME**

Defendants, by counsel, move the Court for a twenty (20) day enlargement of time to file a responsive pleading to Plaintiffs' Complaint. In support, the Defendants state the following:

1. The complaint in the above-captioned action was filed on July 9, 2009, and Defendants' responsive pleading was initially due on or about August 2, 2009.

2. Defendants filed a Notice of Agreed Initial Enlargement of Time for which a responsive pleading is now due on September 1, 2009. That deadline has not passed.

3. The Complaint asserts multiple of claims against a number of State Defendants. In order to coordinate with the parties and file a response, an additional twenty (20) days is necessary to complete the necessary investigation, research, and coordination necessary to complete a responsive pleading.

4. Pursuant to Local Rule 6.1, on August 19, 2009, Defendants' counsel contacted, Gavin Rose, counsel for Plaintiffs, who advised that Plaintiffs have **no objection** to this motion for enlargement of time.

5. This motion is made in good faith and not for the purposes of delay.

6. A proposed Order has been submitted contemporaneously herewith.

WHEREFORE, Defendants, by counsel, respectfully move the Court for an enlargement of time of twenty (20) days, to and including September 21, 2009, in which to file a responsive pleading to Plaintiffs' Complaint.

Respectfully submitted,

**GREGORY F. ZOELLER**

Attorney General of Indiana

Attorney No. 1958-98

Date: August 19, 2009

By: /s/ Michael L. Carter

Michael L. Carter

Deputy Attorney General

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## CERTIFICATE OF SERVICE

I hereby certify that on August 19, 2009, a copy of the foregoing was filed electronically.

Notice of this filing will be sent to the following by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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I further certify that on August 19, 2009, a copy of the foregoing was mailed, by first class U.S. Mail, postage prepaid and properly addressed to the following:

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Indiana Election Commission, and DANIEL )  
A. DUMEZICH and SARAH STEELE )  
RIORDAN, in their official capacity as )  
members of the Indiana Election Commission, )

Defendants. )

**ORDER GRANTING SECOND MOTION FOR ENLARGEMENT OF TIME**

The Defendants, by counsel, having filed a motion for a twenty (20) day extension of time to file a response to Plaintiffs' Complaint and the Court having considered and found good cause for the same, said motion is now GRANTED and the

Defendants are given to and including September 21, 2009, in which to file a responsive pleading.

ORDERED this \_\_\_\_ day of August 2009.

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United States District Court  
Southern District of Indiana

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