

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 1:15-cv-00281-WJM-KMT

ABBY LANDOW,
JEFFREY ALAN,
SUSAN WYMER,
LAWRENCE BEAL,

individually and on behalf of
others similarly situated,

GREENPEACE, INC.,
NANCY YORK,

Plaintiffs,

v.

CITY OF FORT COLLINS,

Defendant.

**PLAINTIFFS' SECOND UNOPPOSED MOTION FOR LEAVE TO EXCEED PAGE
LIMITS RELATED TO THEIR REPLY IN SUPPORT OF THEIR MOTION FOR
TEMPORARY RESTRAINING ORDER AND FOR PRELIMINARY INJUNCTION**

Plaintiffs, through their undersigned attorneys, hereby submit their second unopposed motion to exceed the page limits for their Reply to Defendant's Response to Motion for Temporary Restraining Order and for Preliminary Injunction, and as grounds therefor, state as follows:

1. Pursuant to D.C.Colo.L.Civ.R. 7.1(a), Plaintiffs' counsel discussed this Motion with Heidi Hugdahl, counsel for Defendant. Ms. Hugdahl stated she had no objection to the relief requested herein.

2. On February 10, 2015, Plaintiffs filed their Motion for Temporary Restraining Order and Preliminary Injunction ["Motion"], consisting of 35 pages [Dkt. 2].

3. On February 13, 2015, Defendant filed a motion for leave to exceed page limits, requesting 30 pages to respond to Plaintiffs' Motion [Dkt. 13], which was granted on February 17, 2015 [Dkt. 14]. On February 18, 2015, Defendant timely filed their 30-page Response [Dkt. 16].

4. Pursuant to WJM Revised Practice Standard III.C.: "[A]ny reply brief shall not exceed 10 pages. . . . Exceptions to the above page limitations will be made only in exceptional circumstances where I decide that the complexity or numerosity of the issues compel a motion, brief, objection, or response of greater length."

5. This case presents such extraordinary circumstances. Plaintiffs' Motion addresses a number of constitutional arguments and First Amendment issues, as well as challenges to the Ordinance at issue.

6. Because of these extraordinary circumstances, on February 20, 2015 Plaintiffs filed an unopposed motion for leave to exceed page limits [Dkt. 18] which was granted by the Court later that day [Dkt. 19]. In their motion, Plaintiffs requested an additional five pages, for a total of 15 pages for their Reply.

7. Plaintiffs now request leave to exceed the 15 page limit by one page (for a total of 16 pages), exclusive of signature block and certificate of service.

WHEREFORE, based on the foregoing, Plaintiffs respectfully request leave to exceed this Court's Practice Standards related to page numbers and to file their Reply not to exceed 16 pages.

Dated: February 25, 2015

Respectfully submitted,

/s/ Hugh Q. Gottschalk

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Attorneys for Plaintiffs Abby Landow, Jeffrey Alan, Susan Wymer, Lawrence Beal, Greenpeace, Inc., and Nancy York

CERTIFICATE OF SERVICE (CM/ECF)

I hereby certify that on February 25, 2015, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of the same via email to the following:

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