

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

- (1) ROBERT DRAPER;**
- (2) ARIEL WEISBERG;**
- (3) DONNA MAJOR;**
- (4) ERIC NOTKIN;**
- (5) ROBERT BOUDRIE;**
- (6) BRENT CARLTON,**
collectively, the
"CONSUMER PLAINTIFFS", and
- (7) CONCORD ARMORY, LLC;**
- (8) PRECISION POINT FIREARMS, LLC;**
collectively, the
"DEALER PLAINTIFFS", and
- (9) SECOND AMENDMENT
FOUNDATION, INC.,**
- (10) COMMONWEALTH SECOND
AMENDMENT, INC.**
collectively, the
"ORGANIZATIONS", and

Plaintiffs

v.

MARTHA COAKLEY,
in her official capacity as
**ATTORNEY GENERAL OF
MASSACHUSETTS**

Defendant

Civil Action No.
1:14-CV-12471-NMG

**PLAINTIFFS' MOTION FOR
LEAVE OF COURT TO
RESPOND TO AMICUS
BRADY CENTER TO
PREVENT GUN VIOLENCE
MEMORANDUM**

1 The CONSUMER PLAINTIFFS, DEALER PLAINTIFFS and ORGANIZATIONS (collectively
2 hereafter "PLAINTIFFS"), by and through their attorney of record, hereby move this Honorable
3 Court pursuant to Local Rule 7.1(b)(2), for leave of court to file a memorandum responding to
4 amicus BRADY CENTER TO PREVENT GUN VIOLENCE (hereafter "BRADY CENTER") in support of
5 Defendant [ATTORNEY GENERAL's] Motion to Dismiss All Claims. Good cause exists to grant the
6 current Motion.

7 Amicus BRADY CENTER brings new issues into this already well-briefed lawsuit that further
8 complicate the analysis of the various complex Constitutional law questions herein. The
9 PLAINTIFFS believe in good faith that it is necessary to respond to the BRADY CENTER's amicus
10 memorandum to ensure that this lawsuit remains focused and that there is a balanced opportunity
11 to address all defenses raised by the joint defense of the defendant ATTORNEY GENERAL and now
12 the BRADY CENTER.

13 PLAINTIFFS further respectfully ask this Court to grant them sufficient time to prepare and
14 file their Response Memorandum to the BRADY CENTER's amicus memorandum. The PLAINTIFFS'
15 counsel is a religiously-observant Orthodox Jew who observes the Jewish religious holidays (and
16 the Jewish Sabbath) in all of their details and strictures. Religious observance on such days
17 prohibits all forms of work, including the use of computer equipment, telephones, driving, etc.;
18 there are no religious exceptions for such activities. The remaining Jewish High Holy Days in the
19 immediate future during which the PLAINTIFFS' counsel will not be available are as follows:

20	21	Sukkoth (first two days)	Evening of Wednesday, 8 October 2014 – Evening of Friday, 10 October 2014 ¹
22	23	Shmini Atzeret	Evening of Wednesday, 15 October 2014 – Evening of Thursday, 16 October 2014 ²
24	25	Simchat Torah	Evening of Thursday, 16 October 2014 – Evening of Friday, 17 October 2014 ³

26 ¹ There is no break between the end of the second High Holy Day of Sukkoth and the beginning of Simchat
27 Torah the Jewish Sabbath on 11 October 2014; in other words, the first two days of Sukkoth and the Sabbath will
28 form a contiguous three days this year.

² There is no break between Shmini Atzeret and Simchat Torah.

³ There is no break between Simchat Torah and the beginning of the Jewish Sabbath on 18 October 2014; in
other words, Shmini Atzeret, Simchat Torah and the Sabbath will form a contiguous three days this year.

1 Additionally, there is a substantial amount of preparation for the Holy Days of Sukkot which
2 effectively takes away the entire day of Wednesday, 8 October 2014.

3 Based on the foregoing, PLAINTIFFS respectfully ask that this Court allow them until 31
4 October 2014 to file their Response Memorandum.

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6 Respectfully submitted,

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8 Dated: 9 October 2014.

**ROBERT DRAPER; ARIEL WEISBERG; DONNA
MAJOR; ERIC NOTKIN; ROBERTY BOUDRIE;
BRENT CARLTON; CONCORD ARMORY, LLC;
PRECISION POINT ARMORY, LLC; SECOND
AMENDMENT FOUNDATION, INC. and
COMMONWEALTH SECOND AMENDMENT, INC.**

By and through their attorney of record

/s/ Alexander A. Flig

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19 **CERTIFICATE OF SERVICE**

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21 I hereby certify that this document was filed through the Electronic Case Filing (ECF) system
22 and thus copies will be sent electronically to the registered participants as identified on the Notice
23 of Electronic Filing (NEF); paper copies will be sent to those indicated on the NEF as non-registered
24 participants on or before 1 July 2014.

25
26 **/s/ Alexander A. Flig**