

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

MONTGOMERY BLAIR SIBLEY,
402 KING FARM BOULEVARD, SUITE 125-145
ROCKVILLE, MARYLAND 20850

Plaintiff,

v.

Civil Action No. 15-730(JB)

THE HONORABLE MITCH MCCONNELL,
SOLELY IN HIS CAPACITY AS MAJORITY
LEADER OF THE SENATE
UNITED STATES SENATE,
317 RUSSELL SENATE OFFICE BUILDING
WASHINGTON, D.C. 20510-1702

AND

THE HONORABLE JOHN A. BOEHNER,
SOLELY IN HIS CAPACITY AS SPEAKER OF
THE HOUSE OF REPRESENTATIVES
THE UNITED STATES HOUSE OF REPRESENTATIVES,
1011 LONGWORTH HOUSE OFFICE BUILDING
WASHINGTON, D.C. 20515-3508

Defendants.

**CONSENT MOTION OF DEFENDANT THE HONORABLE MITCH McCONNELL
FOR EXTENSION OF TIME IN WHICH TO FILE ANSWER**

Defendant the Honorable Mitch McConnell, through the undersigned attorneys, hereby moves for a fourteen-day extension of time, until June 3, 2015, in which to file an Answer or other initial response in this matter. Good cause supports this motion, and Plaintiff has consented to it.

Plaintiff filed this action in Superior Court for the District of Columbia. On May 13, 2015, Defendant McConnell removed the action to this Court in conformity with 28 U.S.C. §§ 1441(a), 1442(a). Under Fed. R. Civ. P. 81(c)(2), this Court's rules, an Answer or other initial response is due on May 20, 2015.

Defendant McConnell anticipates filing a Motion To Dismiss this action based on want of jurisdiction. This Court's jurisdiction depends on several questions including (1) whether Plaintiff has standing, (2) whether the Complaint presents a political question, and (3) whether the action is barred by the separation of power doctrine. Additional time is required to prepare a motion to dismiss that addresses these questions.

For these reasons, this Court should grant a fourteen-day extension of time, to and including June 3, 2015, in which Defendant McConnell may file an Answer or other initial response to the Complaint.

Dated: May 19, 2015

Respectfully submitted,

VINCENT H. COHEN, JR., D.C. Bar # 471489
Acting United States Attorney for
The District of Columbia

DANIEL F. VAN HORN, D.C. Bar # 924092
Civil Chief

By: /s/ Peter R. Maier
PETER R. MAIER, D.C. Bar # 966242
Special Assistant United States Attorney
555 4th St., N.W.
Washington, D.C. 20530
Tel: (202) 252-2578 Fax: (202) 514-8780
Peter.maier2@usdoj.gov
Counsel for Defendant the Honorable
Mitch McConnell

Certificate of Service

I hereby certify that I caused a copy of the foregoing Motion for Extension of Time to be served upon pro se Plaintiff by first class mail addressed to:

Montgomery Blair Sibley
402 King Farm Boulevard
Suite 125-145
Rockville, MD 20850

on this 19th day of May, 2015.

/ s/ Peter R. Maier

PETER R. MAIER, D.C. Bar # 966242
Special Assistant United States Attorney
555 4th St., N.W.
Washington, D.C. 20530
(202) 252-2578
Peter.maier2@usdoj.gov