

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

EILEEN JANIS AND KIM COLHOFF,)
))
Plaintiff(s),)
))
v.)
))
CHRIS NELSON, IN HIS OFFICIAL)
CAPACITY AS SECRETARY OF STATE OF)
SOUTH DAKOTA AND AS A MEMBER OF)
THE STATE BOARD OF ELECTIONS; MATT)
MCCAULLEY, CINDY SCHULTZ,)
CHRISTOPHER W. MADEN, RICHARD)
CASEY, KAREN M. LAYHER, AND LINDA)
LEA M. VIKEN, IN THEIR OFFICIAL)
CAPACITIES AS MEMBERS OF THE STATE)
BOARD OF ELECTIONS; AND SUE GANJE,)
IN HER OFFICIAL CAPACITY AS AUDITOR)
FOR SHANNON COUNTY,)
))
Defendant(s).)

Case No.: 09-5019

**DEFENDANT GANJE'S
UNOPPOSED MOTION FOR
EXTENSION OF TIME TO
FILE REPLY TO
PLAINTIFFS' RESPONSE IN
OPPOSITION TO RULE
12(B)(6) MOTION TO
DISMISS**

Defendant, Sue Ganje, by and through her counsel of record, Donald P. Knudsen and Sara Frankenstein of Gunderson, Palmer, Nelson & Ashmore, pursuant to Fed. R. Civ. P. 6(b)(1) hereby requests an extension of time to file her Reply to Plaintiffs' Response in Opposition to Defendant Ganje's Rule 12(b)(6) Motion to Dismiss (Docket No. 79). Attorney Frankenstein is out with a family medical issue and therefore requests a two week extension for file her Reply. Specifically, Defendant Ganje requests until October 30, 2009, to file her Reply to Plaintiffs' Response in Opposition to Defendant Ganje's Rule 12(b)(6) Motion to Dismiss

Counsel for Plaintiffs have been contacted and are unopposed to this motion.

Dated: October 15, 2009.

GUNDERSON, PALMER, NELSON
& ASHMORE, LLP

By: s/Donald P. Knudsen

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CERTIFICATE OF SERVICE

I hereby certify on October 15, 2009, a true and correct copy of **DEFENDANT GANJE'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE REPLY TO PLAINTIFFS' RESPONSE IN OPPOSITION TO RULE 12(B)(6) MOTION TO DISMISS** was served electronically through the CM/ECF system upon the following individuals:

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By: :/s/Donald P. Knudsen
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