

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

NORTHEAST OHIO COALITION	:	
FOR THE HOMELESS, <i>et al.</i>,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
JENNIFER BRUNNER, in her official	:	
capacity as Secretary of State of Ohio,	:	
	:	
Defendant.	:	Case No. C2-06-896
	:	
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NORTHEAST OHIO COALITION	:	JUDGE ALGENON L. MARBLEY
FOR THE HOMELESS, <i>et al.</i>,	:	Magistrate Judge Terence P. Kemp
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
THE STATE OF OHIO,	:	
	:	
Intervenor-Defendant.	:	

ORDER

This matter is before the Court on Plaintiffs Northeast Ohio Coalition for the Homeless’ and Service Employees International Union, Local 1199’s (collectively “Plaintiffs”) Motions for an Extension of Time to File Supplemental Briefing on Plaintiffs’ Motion for Attorneys’ Fees and Costs (dkt. nos. 145 and 169). In its September 30, 2008 Order (“Order”), the Court directed the parties to file supplemental briefing on Plaintiffs’ attorneys’ fees motion. The Order required Plaintiffs to file their opening supplemental brief on what constituted a reasonable attorneys’ fees and costs award within thirty (30) days of the date of the Order. The Order also stated that a hearing on the reasonableness of fees and costs would be set within ninety (90) days of the

Order.

On October 30, 2008, Plaintiffs requested a 45 day extension of time to file their supplemental briefs. Defendant Jennifer Brunner and Intervenor-Defendant the State of Ohio did not oppose the Plaintiffs' Motion. On December 16, 2008, Plaintiffs requested an additional 30 day extension. The Court believes Plaintiffs' request for a 30-day extension is reasonable given the amount of litigation that has taken place in this matter since the Court's September 30, 2008 Order.

Moreover, Plaintiffs have stated that they intend to file a second motion for attorneys fees and costs related to work performed after the September 30, 2008 Order. Thus, the Court finds that it is expeditious to grant Plaintiffs' request for an extension of time so that the Parties can brief the issue of whether Plaintiffs are entitled to a second fee award and consolidate the briefing and attorneys fees hearing on what constitutes a reasonable fee award. Therefore, Plaintiffs' Motions for an Extension of Time to File Supplemental Briefing on Plaintiffs' Motion for Attorneys' Fees and Costs (nos. 145 and 169) is **GRANTED**.

Plaintiffs' opening motion and brief on what constitutes a reasonable fee and costs award is to be filed within thirty (30) days of this Order. Defendants' motion in opposition is to be filed within twenty-one (21) days of Plaintiff's motion. Any Reply from Plaintiffs must be filed within eleven (11) days of Defendants' opposition brief. A hearing on the reasonableness of fees and costs will be scheduled by the Court.

IT IS SO ORDERED.

s/Algenon L. Marbley
ALGENON L. MARBLEY
United States District Court Judge

DATE: December 18, 2008