

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

STANDING ROCK SIOUX TRIBE,

Plaintiff,

and

CHEYENNE RIVER SIOUX TRIBE,

Plaintiff-Intervenor,

v.

U.S. ARMY CORPS OF ENGINEERS,

Defendant-Cross
Defendant,

and

DAKOTA ACCESS, LLC,

Defendant-Intervenor-
Cross Claimant.

Case No. 1:16-cv-1534-JEB

MOTION FOR EXTENSION OF TIME

Plaintiff Standing Rock Sioux Tribe (“Tribe”) respectfully moves for modification of the briefing schedule governing the summary judgment briefing. The Tribe intends to file a single consolidated brief in support of its summary judgment motion and in opposition to the cross

motion filed by Defendant Army Corps of Engineers (ECF 172) as well as the opposition brief filed by Intervenor Dakota Access, LLC (“DAPL”) (ECF 159). The Tribe seeks an additional week in which to file this brief. The Corps does not object to this request. DAPL opposes the request for additional time.

On March 3, 2017, the Corps asked for a one-week extension from the previously agreed schedule for filing its brief. The Tribe took the unusual step of opposing the motion in light of the urgency of resolving this case as soon as possible. The Court nonetheless granted the motion, which under the previously agreed schedule leaves the Tribe with only one week to respond to the Corps’ 45-page opposition and cross-motion, which is supported by lengthy exhibits. Moreover, the production of the administrative record was delayed, and the Tribe only received it on the afternoon of March 16, 2017. It contains over 82,000 pages of documents. The Tribe respectfully submits that in light of the extra time given to the Corps on an already aggressive briefing schedule, that an additional week of time is necessary to prepare a response.

For the foregoing reasons, the Tribe respectfully requests that the Court grant its motion to modify the deadline for its summary judgment brief by one week, to March 28, 2017.

Dated: March 16, 2017

Respectfully submitted,

/s/ Jan E. Hasselman

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CERTIFICATE OF SERVICE

I hereby certify that on March 16, 2017, I electronically filed the foregoing *Motion for Extension of Time* with the Clerk of the Court using the CM/ECF system, which will send notification of this filing to the attorneys of record and all registered participants.

/s/ Jan E. Hasselman

Jan E. Hasselman