

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

**DAN BISHOP,**

**Plaintiff,**

**v.**

**AMY L. FUNDERBURK, et al.,**

**Defendants.**

**Civil Action No. 3:21-cv-679**

**CONSENT MOTION FOR  
EXTENSION OF TIME**

Pursuant to Fed. R. Civ. P. 6(b)(1)(A) and LCvR 7.1(c), with Defendants' consent, Plaintiff Dan Bishop moves to extend his time to reply in support of his Motion for Preliminary Injunction or Mandamus, DE-2, to February 15, 2022, to conform to the deadline set by the Court's Roseboro Orders, DE-18, -19, for responding to Defendants' respective Motions to Dismiss, DE-14, -17, on the following grounds:

1. The deadline to reply is currently February 7, 2022.
2. As Defendants anticipated in moving to synchronize their deadlines to move to dismiss and to respond to the Motion for Preliminary Injunction or Mandamus, DE-7, -10, the arguments on the respective motions are interrelated. Synchronizing Plaintiff's remaining briefing deadlines will likewise promote the cogent presentation of argument and serve the interest of judicial economy and efficiency. It would work a hardship on Plaintiff and undermine the effectiveness of argument to both reply in support of the Motion for Preliminary Injunction and respond to the Motions to Dismiss by February 1.

3. Given the interdependency of the Motions to Dismiss and the Motion for Preliminary Injunction or Mandamus and the need to resolve the latter in part before considering the merits of the latter, no delay in the resolution of the motions will result from the extension sought.

4. This motion to extend is presented prior to the expiration of time to reply.

WHEREFORE, Plaintiff urges that the extension be granted.

This 4th day of February, 2022.

/s/J. Daniel Bishop

J. Daniel Bishop (N.C. State Bar No. 17333)

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