

ORIGINAL

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

Thurgood Marshall U.S. Courthouse at Foley Square 40 Centre Street, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Docket Number(s): 07-1107-CV

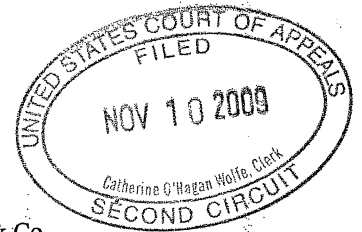
Caption [use short title]

Motion to: Extension of time to file Appellant's Reply Brief

In re Zyprexa Litigation

Set forth below precise, complete statement of relief sought:

Appellant James Gottstein seeks to obtain extension of three weeks to file Reply Brief



MOVING PARTY: Appellant James Gottstein

OPPOSING PARTY: Appellee Eli Lilly & Co.

- Plaintiff Defendant
Appellant/Petitioner Appellee/Respondent

MOVING ATTORNEY: Steven Brock, Esq.
[name of attorney, with firm, address, phone number and e-mail]
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OPPOSING ATTORNEY [Name]: Sean P. Fahey, Esq.
[name of attorney, with firm, address, phone number and e-mail]
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Court-Judge/Agency appealed from: United States District Court, EDNY, Honorable Jack B. Weinstein

Please check appropriate boxes:

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL

Has consent of opposing counsel:

Has request for relief been made below? Yes No

- A. been sought? Yes No
B. been obtained? Yes No

Has this relief been previously sought in this Court? Yes No

Has service been effected? Yes No
[Attach proof of service]

Is oral argument requested? Yes x No
(requests for oral argument will not necessarily be granted)

Requested return date and explanation of emergency:

Has argument date of appeal been set? Yes x No
If yes, enter date:

Signature of Moving Attorney: [Signature] Date: November 9, 2009

ORDER

IT IS HEREBY ORDERED that Appellant's motion for extension of time until December 3, 2009 to file the reply brief, is GRANTED.

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk
by [Signature]
Judy Wisniant, Motions Staff Attorney

11.13.09
Date

