

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

BRIAN T. POPE,

Defendant-Appellant

v.

Case No.: 21-1608

**CLAYTON HULBERT,
AS PERSONAL REPRESENTATIVE
OF THE ESTATE OF
JEFFREY HULBERT, et al.,**

Plaintiffs-Appellees.

CONSENT MOTION TO EXTEND TIME

COME NOW the Plaintiffs-Appellees, by and through undersigned counsel, moving pursuant to Fed. R. App. P. 26(b) and 27(a), as well as Local Rules 4(a)(5), 26(b), and 31(c), and respectfully file this Consent Motion to Extend Time, stating as follows:

1. All parties have consented to the relief sought herein.
2. Pursuant to this Honorable Court's November 12, 2021 order extending the briefing schedule, Appellee's response to Appellant's opening brief is currently due on February 23, 2022.
3. After business hours on February 22, 2022, counsel for Appellees received an email from Jeffrey Hendrickson, Esq. requesting consent to file an

amicus brief on behalf of the National Police Association in support of Defendant-Appellant Brian T. Pope.

4. Appellant's brief was submitted to this court on January 24, 2022.

5. Pursuant to Fed. R. App. P. 29(a)(6), an amicus curiae must file its brief, accompanied by a motion for filing when necessary, no later than 7 days after the principal brief of the party being supported is filed.

6. Put differently, National Police Association's deadline to file an amicus brief was January 31, 2022.

7. Appellees' counsel has obtained consent from counsel for Appellant to extend the current deadlines to allow submission of amicus's motion and to permit all parties sufficient time to respond to the position of amicus as anticipated by F. R. App. P. 29. With this goal in mind, the parties have consented to the following schedule:

- a. Amicus National Police Association will have 7 days from the submission of this motion to file the amicus brief;
- b. Appellees' deadline to submit their response brief be extended to 30 days after the filing of this motion; and
- c. Appellant's deadline to submit their reply brief be extended to 30 days after the new deadline for Appellees' brief.

8. For the foregoing reasons, and with the consent of all parties, Plaintiffs-Appellees request that this Honorable Court amend the briefing schedule as follows:

Amicus Motion and Brief Due:	March 1, 2022
Appellee's Brief Due:	March 24, 2022
Appellant's Response Brief Due:	April 23, 2021

9. Contingent upon the foregoing relief, the Plaintiffs-Appellees consent to the filing of the amicus brief.

10. This is the first request for an extension filed by any party.

11. No prejudice will result to any party from the grant of the relief sought herein and all parties join in this motion.

WHEREFORE, the Plaintiffs-Appellees, having obtained the consent of Defendant-Appellant, respectfully request that this Honorable Court allow the extension of deadlines as delineated above.

Respectfully Submitted,

HANSEL LAW, P.C.

 /s/ Cary Hansel
Cary Hansel (Bar No. 14722)
2514 North Charles Street
Baltimore, MD 21218
Tel: (301) 461-1040
Fax: (443) 451-8606
cary@hansellaw.com
Counsel for Appellees

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 23rd day of February, 2022, the foregoing motion was filed with the Court's CM/ECF system which shall effect service on all parties so entitled.

_____/s/_____
Cary J. Hansel

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

BRIAN T. POPE,

Defendant-Appellant

v.

Case No.: 21-1608

**CLAYTON HULBERT,
AS PERSONAL REPRESENTATIVE
OF THE ESTATE OF
JEFFREY HULBERT, et al.,**

Plaintiffs-Appellees.

ORDER

UPON CONSIDERATION of the Plaintiffs-Appellees' Consent Motion to Extend time, it is this _____ day of _____, 2022, hereby

ORDERED, that the Plaintiffs-Appellees' Consent Motion to Extend Time is hereby **GRANTED**; and it is further

ORDERED, that the time for filing the National Police Association's motion and amicus brief is hereby extended to March 1, 2022; and it is further

ORDERED, that the time for filing Appellees' Brief is hereby extended to March 24, 2022; and it is further

ORDERED, that the time for filing Appellant's Response Brief is hereby extended to April 23, 2021.

Judge, United States Court of Appeals for
the Fourth Circuit