

Angelina Dube Peterson et al.

v.

**Motion to Enlarge the  
Briefing Schedule**

Peter A. Johnson et al.

Appellants Peterson *et al.*, through counsel, hereby move to enlarge the briefing schedule for the following reasons:

1. Undersigned counsel represents Appellants *pro bono*.
2. Currently, the Blue Brief is due to be filed by May 7, 2024.
3. Between the issuance of the briefing schedule in this case and the current date by which the Blue Brief is due, counsel has, or will have, filed briefs in *State v. Lipscombe*, Ken-23-455; *State v. Quirion*, Pen-23-461; *State v. Harding*, Pen-23-376; *Belyea v. Campbell et al.*, BCD-23-454; *Adoption by Kathleen C.*, Som-24-69; *State v. Witham*, Han-23-421; and *State v. Woodard*, Han-23-466. In the same period, counsel will have filed objections to a magistrate's report in *Haji-Hassan v. Beal*, 2:23-cv-00355-LEW, and conducted oral arguments in *United States v. Rodriguez*, (CA1) 22-1807 and *State v. Harding*, Pen-23-376. Also during this time, counsel prepared and presented nearly three hours' worth of continuing-legal-education credits on

behalf of MCILS. This is on top of onboarding new clients and servicing other existing clients.

4. Appellants propose a new due date for the Blue Brief of June 7, 2024. Such would mean that the Red Briefs are due on or before July 26, 2024. Such delay is not sought for the purpose of unnecessary delay.
5. Sean Magenis, AAG, counsel for party in interest State of Maine, takes no position on the relief sought in this motion.
6. Michael Lichtenstein, Esq., counsel for Sheriff Johnson, takes no position on the relief sought in this motion.

WHEREFORE, this Court should reset the briefing schedule, setting due-dates of June 7, 2024 for the Blue Brief and Appendix and July 26, 2024 for the Red Briefs.

April 23, 2024

Respectfully submitted,

/s/ Rory A. McNamara

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ATTORNEY FOR APPELLANTS

#### **CERTIFICATE OF SERVICE**

I hereby certify that I caused a copy of this motion to be served on opposing counsel by emailing a copy to: Sean.D.Magenis@maine.gov ; peter@wheelerlegal.com ; and MLichtenstein@wheelerlegal.com . If

requested, I will also mail a paper copy to these attorneys at the address listed on the briefing schedule.

/s/ Rory A. McNamara, #5609