UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

DIANE J. SCHROER,	)	
Plaintiff	)	
	)	Civil Action No. 05-1090 (JR)
v.	)	
JAMES H. BILLINGTON, Librarian of Congress,	)	
DEFENDANT.	)	

DEFENDANT'S UNOPPOSED MOTION TO CONTINUE THE MAY 17, 2006 STATUS CONFERENCE

Defendant, James H. Billington, through his undersigned counsel, respectfully moves to continue the May 17, 2006 status conference scheduled in the above-noted matter to a date during the latter part of June. Pursuant to Local Rule 7(m), defendant's counsel contacted plaintiff's attorneys and was informed that plaintiff does not oppose the relief requested herein. Defendant's counsel was also informed that one of plaintiff's attorneys is unavailable from June 21-27, and thus, defendant requests that the status conference be rescheduled on June 28, 29, or 30 if convenient for the Court. Defendant requests the continuance because it is unlikely that a determination will be made on whether to move for certification pursuant to 28 U.S.C. § 1292 by the date of the currently scheduled status conference. Given that defendant does not anticipate being able to provide any additional information on the certification issue beyond that provided at the previous

status conference, defendant respectfully requests the continuance discussed herein. A proposed Order consistent with this requested relief accompanies this Motion.

Date: May 11, 2006 Respectfully Submitted,

/s/ Kenneth L. Wainstein /bmr

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/s/ Beverly M. Russell

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that service of the foregoing Defendant's Unopposed Motion to Continue the May 17, 2006 Status Conference was made by the Court's Electronic Case Filing System this 11th day of May, 2006 to:

Arthur B. Spitzer
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_____
BEVERLY M. RUSSELL
Assistant United States Attorney