

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

<p>TIMOTHY KING, MARIAN ELLEN SHERIDAN, JOHN EARL HAGGARD, CHARLES JAMES RITCHARD, JAMES DAVID HOOPER and DAREN WADE RUBINGH,</p> <p>Plaintiffs,</p> <p>v.</p> <p>GRETCHEN WHITMER, in her official capacity as Governor of the State of Michigan, et al,</p> <p>Defendants,</p> <p>and</p> <p>CITY OF DETROIT, et al,</p> <p>Intervenor-Defendants.</p>	<p>No. 2:20-cv-13134</p> <p>Hon. Linda V. Parker</p>
--	--

**INTERVENOR-DEFENDANT CITY OF DETROIT’S EX PARTE MOTION  
TO EXTEND PAGE LIMIT**

Intervenor-Defendant City of Detroit (the “City”), by and through counsel, respectfully requests leave to file its Reply in Support of Motion for Sanctions, for Disciplinary Action, for Disbarment Referral, and for Referral to State Bar

Disciplinary Bodies in excess of the page limit. In support of this request, the City states:

1. Plaintiffs filed a 47-page Response to the City's Motion for Sanctions, for Disciplinary Action, for Disbarment Referral, and for Referral to State Bar Disciplinary Bodies (ECF No. 95).

2. Pursuant to Local Rule 7.1(d)(3), a reply brief may not exceed 7 pages. However, the Rule permits parties to apply *ex parte* to file a longer brief. Moreover, this Court has encouraged parties to request a page limit extension "[w]hen page limits are inadequate for a party's needs ...." *Elhady v Bradley*, 438 F. Supp. 3d 797, 821 n. 11 (E.D. Mich. 2020).

3. The City requests leave to file a reply brief not to exceed 20 pages excluding the signature block, in order to address the full scope of legal and factual issues raised by, and incorporated into, Plaintiffs' Response.

4. The City has attempted to limit the length of the brief without sacrificing clarity and/or its ability to address the factual and legal issues supporting its reply. However, due to the number of factual and legal issues needing to be addressed, the City, through counsel, has been unable to limit the brief to 7 pages. Candidly, the process of shortening the brief was interrupted by the sudden death of Darryl Bressack, our partner, who died of a massive heart attack Sunday night.

WHEREFORE, the City respectfully requests that this Court permit it to file a reply brief not to exceed 20 pages excluding the signature block in support of its Motion for Sanctions, for Disciplinary Action, for Disbarment Referral, and for Referral to State Bar Disciplinary Bodies.

Respectfully submitted,

**FINK BRESSACK**

By: /s/ David H. Fink  
David H. Fink (P28235)  
Nathan J. Fink (P75185)  
*Attorneys for City of Detroit*  
38500 Woodward Ave., Ste. 350  
Bloomfield Hills, MI 48304  
Tel: (248) 971-2500  
dfink@finkbressack.com  
nfink@finkbressack.com

## CERTIFICATE OF SERVICE

I hereby certify that on January 26, 2021, I electronically filed the foregoing paper with the Clerk of the court using the electronic filing system, which sends notice to all counsel of record.

FINK BRESSACK

By: /s/ Nathan J. Fink  
Nathan J. Fink (P75185)  
38500 Woodward Ave., Suite 350  
Bloomfield Hills, MI 48304  
Tel: (248) 971-2500  
nfink@finkbressack.com