

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

TIMOTHY J. PAGLIARA,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 1:16cv0337 (JCC/JFA)
)	
FEDERAL HOME LOAN MORTGAGE)	
CORPORATION,)	
)	
Defendant.)	
)	

ORDER

This matter is before the court on defendant’s Expedited Motion to Extend Time to Respond to Complaint (Docket no. 13), for which defendant has filed a notice of waiver of oral argument (Docket no. 14). On March 14, 2016, plaintiff filed a complaint for inspection of corporate records in the Fairfax County Circuit Court. (Docket no. 1-1). Defendant was served with the complaint on March 18, 2016. (Docket no. 1 ¶ 1). Defendant subsequently removed the action to this court on March 25, 2016 pursuant to 12 U.S.C. § 1452(f)(3). Thus, the deadline for defendant to file and serve a responsive pleading in this action is April 8, 2016. *See* Fed. R. Civ. P. 81(c). Defendant has not filed a responsive pleading in this action.

In its Expedited Motion to Extend Time to Respond to Complaint, defendant requests an extension of the deadline for it to file a responsive pleading to seven (7) days after the District Judge issues an order on defendant’s pending Motion to Stay the Case Pending a Decision on Transfer to MDL Proceeding or, in the Alternative, to Substitute the Federal Housing Finance Agency As Plaintiff (Docket no. 10) (“motion to stay”). Defendant’s motion to stay was noticed for a hearing before the District Judge on May 5, 2016. (Docket no. 12). Defendant argues that

“it would be more efficient and logical to defer” the deadline for its responsive pleading to the complaint until after its motion to stay is decided. (Docket no. 13 ¶ 5; *see also* Docket no. 18 at 3–4). Defendant also asserts that an extension of the deadline to file a responsive pleading will serve judicial economy and will not prejudice the plaintiff. (Docket no. 13 ¶ 5; Docket no. 18 at 2–4). In opposition to defendant’s motion, plaintiff argues, *inter alia*, that the defendant has failed to establish that it will suffer any prejudice on account of having to respond to the complaint by the April 8, 2016 deadline. (Docket no. 16 at 5–6).

Rule 6 of the Federal Rules of Civil Procedure provides that the court may extend the filing deadline for a responsive pleading when good cause is shown. Fed. R. Civ. P. 6(b)(1)(A). The court finds that defendant’s requested extension will serve judicial economy and plaintiff will suffer no prejudice on account of the extension. Thus, defendant has shown good cause for the extension it requests. Accordingly, it is hereby

ORDERED that defendant’s Expedited Motion to Extend Time to Respond to Complaint (Docket no. 13) is granted. The defendant shall have seven (7) days after the District Judge issues an order on defendant’s pending motion to stay to file and serve a responsive pleading to the complaint.

Entered this 5th day of April, 2016.

_____/s/ _____ 
John F. Anderson
United States Magistrate Judge

John F. Anderson
United States Magistrate Judge

Alexandria, Virginia