

No. 13-385C
(Judge Sweeney)

UNITED STATES COURT OF FEDERAL CLAIMS

WASHINGTON FEDERAL, MICHAEL McCREDY BAKER,
and CITY OF AUSTIN POLICE RETIREMENT SYSTEM,

Plaintiffs,

v.

THE UNITED STATES,

Defendant.

PLAINTIFFS' UNOPPOSED MOTION FOR LEAVE TO EXCEED PAGE LIMIT

Pursuant to Rule 5.4(b)(1) of the Rules of the United States Court of Federal Claims, Plaintiffs Washington Federal, Michael McCredy Baker, and City of Austin Police Retirement System respectfully request leave to exceed the page limitation for their brief in opposition to the Government's Amended Omnibus Motion to Dismiss (Dkt. No. 64). Specifically, Plaintiffs request leave to file a brief in response to the Government's motion of up to 55 pages in length, or 15 pages in excess of the 40-page limitation in Rule 5.4(b)(1). Plaintiffs' response brief will be filed on November 2, 2018. Counsel for the Government state that they do not oppose this motion.

There is good cause to grant the motion. This action raises complex and novel issues. Accordingly, the Government sought—with Plaintiffs' agreement—a much larger page limit extension for its motion to dismiss, which the Court granted. Given the

complexity of the issues raised by the Government's motion to dismiss, Plaintiffs require a modest number of additional pages to present their arguments.

For these reasons, Plaintiffs respectfully request that the Court grant the motion to exceed the page limitation in Rule 5.4(b)(1).

Dated: October 29, 2018

Respectfully submitted,

By /s/ Steve W. Berman

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Attorney of Record

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