

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
3:75-CR-26-3
5:06-CV-24-F

UNITED STATES OF AMERICA)
v.)
JEFFREY R. MacDONALD)
Defendant)

**UNOPPOSED MOTION TO EXTEND TIME
TO FILE SUPPLEMENTAL MEMORANDUM**

NOW COMES defendant, Jeffrey R. MacDonald, by and through his undersigned counsel, with the consent of the government, and moves this Court to extend the time for filing his supplemental memorandum for eight days, to and including 6 January 2015. In support of this motion, defendant shows the following:

1. On 21 August 2014, defendant filed a motion to alter or amend this Court's judgment. [DE 357] On 23 September 2014, defendant learned of new information regarding individuals who had provided information and testimony for the government in these proceedings potentially relevant to the motion to alter or amend. [DE 363]
2. Both parties sought an opportunity to file supplemental memoranda

regarding this material. [DE 354, 365]

3. On 13 November 2014, this Court ordered supplemental briefing and directed defendant to file his supplemental memorandum within 45 days, with the government to file its supplemental memorandum 30 days after defendant's memorandum was filed. [DE 376]

4. Since the entry of this order, the undersigned has been involved with numerous other matters, including the filing of two appellate briefs and a reply brief, devoting substantial time to two pending capital habeas corpus cases in the Middle and Western District, and several matters in the United States Court of Appeals for the Fourth Circuit. In addition, the intervening holidays in November and December, and the resulting closing of his office, have limited his ability to complete the supplemental memorandum. He requests an additional eight days for this purpose, to and including 6 January 2015.

5. The undersigned has consulted with opposing counsel, First Assistant United States Attorney John S. Bruce, who has kindly consented to this extension of time.

6. For these reasons, defendant requests an extension of time to 6 January 2015 in which to file his supplemental memorandum. This extension is in the interests of justice and will not unduly delay the ultimate resolution of this matter. A proposed order is attached.

WHEREFORE, defendant, Jeffrey R. MacDonald, respectfully requests that this Court extend the time for filing his supplemental memorandum to 6 January 2015.

This the 29th day of December, 2014.

RUDOLF WIDENHOUSE & FIALKO

/s/ M. Gordon Widenhouse, Jr.

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CERTIFICATE OF FILING AND SERVICE

I hereby certify that on 29 December 2014, I electronically filed the foregoing Unopposed Motion for Extension of Time to File Supplemental Memorandum with the Clerk of Court using the CM/ECF system which will send notification of such filing to counsel of record in this matter.

RUDOLF WIDENHOUSE & FIALKO

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