

No. 09-16-00299-CV

IN THE COURT OF APPEALS
FOR THE NINTH DISTRICT OF TEXAS
BEAUMONT, TEXAS

FILED IN
9th COURT OF APPEALS
BEAUMONT, TEXAS
12/9/2016 2:05:15 PM
CAROL ANNE HARLEY
Clerk

LAYNE WALKER,

APPELLANT

VS.

STEPHEN HARTMAN

APPELLEE

On Appeal from the 58TH Judicial District Court
of Jefferson County, Texas
Trial Court Cause No. A-198,672

APPELLEE'S UNOPPOSED MOTION FOR A FINAL EXTENSION OF TIME TO
FILE APPELLEE'S BRIEF

TO THE HONORABLE NINTH COURT OF APPEALS JUDGE:

Appellee, Stephen Hartman, files this Unopposed Motion for a Final Extension of Time to File Appellee's Brief, and would show as follows:

1. Plaintiff requests that this Court grant this Unopposed Motion for

a Final Extension of Time to file Appellee's Brief until Wednesday, December 21, 2016, at 5:00 p.m.

2. Hartman requests a final extension of time to file his Appellee's Brief in this case for the following reasons: (1) Undersigned counsel has a deadline next week for filing an extensive Motion for New Trial in a complex, commercial case that was tried to jury verdict in Houston, Texas, and this deadline cannot be extended; (2) Undersigned counsel has another brief that will be due in the near future in another Court of Appeals; (3) Undersigned counsel has some upcoming deadlines in federal court; and (4) like many other individuals in this community, the Undersigned has suffered with a bad cold for the last week that has hampered his work schedule.

3. Appellee's Brief is substantially complete, but the Undersigned cannot complete it within its current deadline of this Monday, December 12, 2016. The Undersigned certifies that this is his final request for an extension of time, and he will not be asking for additional time.

4. Further, granting this extension of time for Appellee to file his Appellee's Brief will not delay these proceedings in any way.

5. For Certificate of Conference purposes, Undersigned Counsel

contacted Appellant's counsel via email and he is UNOPPOSED to the filing of this Motion.

WHEREFORE, PREMISES CONSIDERED, Appellee prays that this Court grant this Unopposed Motion for Extension of Time and grant such other and further relief, at law or in equity, to which Appellee may be justly entitled.

Respectfully submitted,

/s/ John S. Morgan
JOHN S. MORGAN
TBA#14447475
Morgan Law Firm
2175 North Street, Ste. 101
Beaumont, Texas 77701
(409) 239-5984
(409) 835-2757 facsimile
Attorney for Appellee

CERTIFICATE OF CONFERENCE

Undersigned Counsel sent email correspondence to Jeffrey Dorrell, counsel for Appellant, who acknowledged he was unopposed to Appellee's request for a final extension of time.

/s/ John S. Morgan
JOHN S. MORGAN

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing motion has been furnished all counsel of record via e-file, on this 9th day of December, 2016:

/s/ John S. Morgan
JOHN S. MORGAN