

THIRD COURT OF APPEALS OF TEXAS

Michael J. DeLitta v. Nancy Schaefer

No. 03-15-00280-CV, Third Court of Appeals of Texas (June 17, 2015)

OPINION

PER CURIAM.

ACCEPTED 03-15-00280-CV 5716292 THIRD COURT OF APPEALS AUSTIN, TEXAS
6/17/2015 3:08:56 PM JEFFREY D. KYLE CLERK No. 03-15-00280-CV In the Third Court of
Appeals3rd COURT FILED IN OF APPEALS AUSTIN, TEXAS Austin, Texas 6/17/2015 3:08:56
PM JEFFREY D. KYLE _____ Clerk

Michael J. DeLitta, Appellant v. Nancy Schaefer Appellee

UNOPPOSED MOTION FOR
EXTENSION OF TIME _____ TO

THE HONORABLE THIRD COURT OF APPEALS: Pursuant to Texas Rules of Appellate
Procedure 38.6(d) and 10.5(b), Appellee Nancy Schaefer files this motion for extension of time
and would respectfully show the Court as follows: I. Appellant filed his brief on June 10, 2015.

In this accelerated appeal, Appellee's brief currently is due on Tuesday, June 30, 2015. Appellee
requests that the Court grant a 20-day extension of time by which to file her brief. Granting this
motion would make the brief due on July 20, 2015. 1 II. Tragedy has struck the TAYLOR,
DUNHAM AND RODRIGUEZ family, as David Dunham's young son died unexpectedly.

While Mr. Dunham is not counsel of record in this appeal, the sad situation has created uncertainty
in the small firm's docket. Additional time would allow the partners to support each other during
this difficult time, personally and professionally. This extension is not sought for delay and is Ms.
Schaefer's first request for extension of time in this case.

Appellant, through counsel, indicates that he does not oppose the relief sought in this motion.
PRAYER Appellee Nancy Schaefer asks the Court to grant her a 20-day extension, making her
brief due on July 20, 2015. Appellee also prays for any and all further relief to which she may be
entitled. 2 Dated: June 17, 2015 Respectfully submitted, By: /s/ Lisa Bowlin Hobbs Donald R.
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CERTIFICATE OF CONFERENCE Pursuant to Texas Rule of Appellate Procedure 10.1, I certify that, on June 16, 2015, I conferred with Douglas R. Drucker, counsel for Appellant, regarding this motion via email. Mr. Drucker indicated that he is not opposed to the relief requested. /s/ Lisa Bowlin Hobbs
Lisa Bowlin Hobbs 3
CERTIFICATE OF SERVICE I hereby certify that, on June 17, 2015, and in compliance with the Texas Rules of Appellate Procedure, a true and correct copy of this motion has been served as follows: Douglas R. Drucker via e-Service Kirby D. Hopkins DRUCKER | HOPKINS LLP 21 Watery Avenue, Suite 300 The Woodlands, TX 77380 Counsel for Appellant Eric J. Taube via e-Service HOHMANN, TAUBE & SUMMERS LLP 100 Congress Avenue, 18th Floor Austin, Texas 78701 Counsel for Axiom entities and Jeff Compton /s/ Lisa Bowlin Hobbs
Lisa Bowlin Hobbs 4