

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA
CENTRAL DIVISION**

CARL ERIC OLSEN,

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Plaintiff,

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Case No. 4-07-cv-000023

vs.

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**ALBERTO R. GONZALES, Attorney
General of the United States, KAREN
TANDY, Administrator of the United
States Drug Enforcement Administration,
THOMAS MILLER, Attorney General
of Iowa, JOHN SARCONI, Attorney of
Polk County, Iowa, DENNIS
ANDERSON, Sheriff of Polk County,
Iowa, all in their official capacities,**

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**ATTORNEY GENERAL
THOMAS MILLER'S
UNRESISTED REQUEST
FOR EXTENSION OF TIME**

Defendants.

Defendant Thomas Miller, Attorney General of Iowa, requests an extension of time in which to file a resistance to Plaintiff's Motion for Summary Judgment. In support and further explanation, Defendant Miller states:

1. This lawsuit challenges the constitutionality of state and federal laws prohibiting the possession and sale of marijuana. Defendant Miller has filed a Motion to Dismiss, which is currently pending before this court.
2. Plaintiff Olsen has filed a motion for summary judgment, received by Defendant Miller on July 2, 2007.
3. Counsel for Defendant Miller is out of the country on vacation and will not return to work until at least July 23, 2007. Defendant Miller therefore requests that he be

allowed until August 3, 2007 in which to file a resistance to the motion for summary judgment.

4. Mr. Olsen, the plaintiff in this action, has been consulted regarding this request for extension of time and does not object to it being granted.

WHEREFORE, Attorney General Miller requests that he be given until August 3, 2007, in which to file a Resistance to Plaintiff's Motion for Summary Judgment.

Respectfully submitted,

THOMAS J. MILLER
Attorney General of Iowa

JEFFREY C. PETERZALEK
Deputy Attorney General

/s/ MARK HUNACEK

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Copy to:

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Proof of Service

The undersigned certifies that the foregoing instrument was served upon each of the persons identified as receiving a copy by delivery in the following manner on July 5, 2007.

U.S. Mail FAX
 Hand Delivery Overnight Courier
 Federal Express Other
 Electronically

Signature: /s/ Mark Hunacek