

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

ROBERT H. BRAVER,)	
)	
Plaintiff,)	
)	
v.)	Case No. CIV-05-210 T
)	
NEWPORT INTERNET MARKETING)	
CORPORATION, and ROBERT ALAN)	
SOLOWAY,)	
)	
Defendants.)	

**AGREED APPLICATION FOR
EXTENSION OF TIME TO ANSWER OR OTHERWISE PLEAD**

The defendants, Newport Internet Marketing Corporation and Robert Alan Soloway (collectively "Defendants"), pursuant to Fed.R.Civ.P. 7 and L.Cv.R.7.2(f), hereby apply to the Court for an extension of time to answer or otherwise respond to the plaintiff's complaint. In support of this application, Defendants state as follows:

1. On December 21, 2004, Plaintiff filed its initial Petition in Oklahoma state court.
2. On February 22, 2005, Defendants removed the case to this Court pursuant to 28 U.S.C. § 1441. Removal was timely in that Defendants had not been properly served and received their first and only copy of the Petition and Summons via mail at the residence of Robert A. Soloway on Saturday, January 29, 2005.
3. Counsel for the parties have conferred and Defendants have agreed to waive service of process and Plaintiff has correspondingly agreed to extend Defendants' deadline to answer or otherwise plead until March 22, 2005.
4. The requested extension is necessary for Defendants to properly investigate Plaintiff's claims and file the appropriate responsive pleadings.
5. No prior requests for extensions have been made.

6. Undersigned counsel has spoken with counsel for plaintiff, Michael McKee, who has agreed to and has no objection to the requested extension.

5. There are no scheduled trials or other deadlines. Consequently, if granted, the requested extension will have no impact on any trials or scheduled deadlines dates other than the answer/response date itself.

7. Defendants specifically reserve all rights to assert any motions under Rule 12(b) of the Federal Rules of Civil Procedure.

8. A proposed order is submitted separately herewith.

WHEREFORE, Defendants apply to the Court for an Order extending Defendants' deadline to answer or otherwise plead until March 22, 2005.

Respectfully submitted this 23rd day of February, 2005.



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ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of February, 2005, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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