

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 04-80669 CIV-ZLOCH/SNOW

STEWART GREENBERG,

Plaintiffs,

vs.

ELAINE GREENBERG;
JEFFREY COLBATH; and
FIFTEENTH JUDICIAL CIRCUIT
COURT OF FLORIDA, The Honorable
Edward Fine, Chief Judge,

Defendants.

**MOTION FOR ENLARGEMENT OF TIME TO SERVE A RESPONSE TO
PLAINTIFF'S VERIFIED COMPLAINT, MOTION FOR INJUNCTIVE RELIEF AND
NOTICE OF REMOVAL**

Defendant, FIFTEENTH JUDICIAL CIRCUIT COURT OF FLORIDA, The Honorable Edward Fine, Chief Judge ("JUDGE FINE") by and through undersigned counsel, and pursuant to Fed. R. Civ. P. 6(b), hereby requests an enlargement of time up until and including September 6, 2004, to serve Defendant's Response to Plaintiff's Complaint. The reason for the requested enlargement is stated below:

1. On or about July 23, 2004, Defendant, JUDGE FINE was served with Plaintiff's Verified Complaint, Motion for Injunctive Relief and Notice of Removal. Pursuant to the summons, the Defendant shall serve an "answer to the complaint which is herewith served upon you, within 20 days after service of this summons..." Thus the Defendant's response was due August 12, 2004.
2. The undersigned counsel is requesting additional time, up to Monday, September 6,

2004, in which to serve a response to the Verified Complaint, Motion for Injunctive Relief and Notice of Removal.

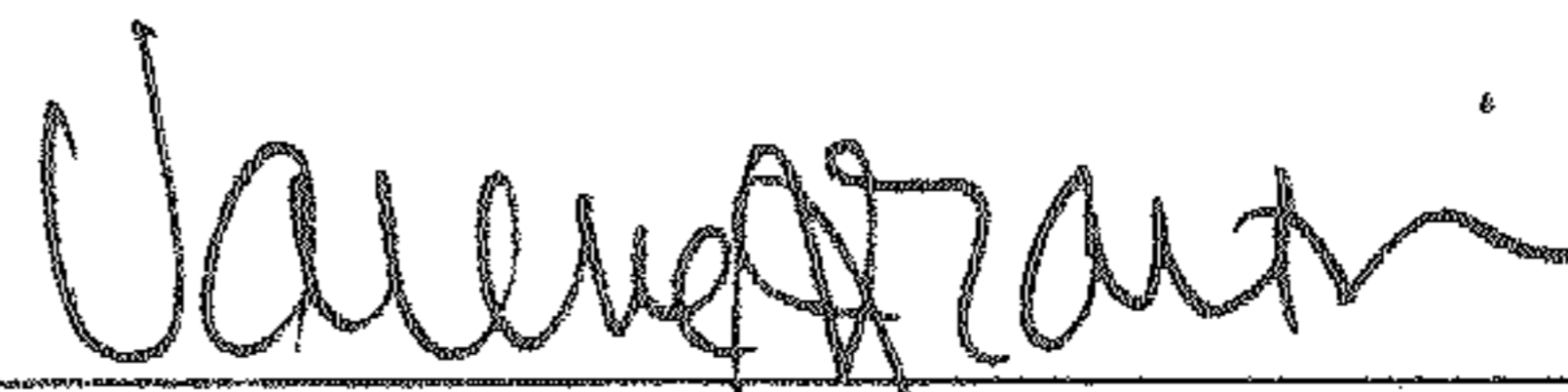
3. Undersigned counsel's office contacted pro se Plaintiff via telephone prior to the filing of this motion and Plaintiff objected to the relief sought herein.

4. This motion is made in good faith and not for purposes of delay. Such enlargement of time would be in the interest of justice and would not be prejudicial to the Plaintiffs.

WHEREFORE, Defendant respectfully requests that this honorable Court grant Defendant's Motion For Enlargement Of Time To Serve Defendant's Response to Plaintiff's Complaint, up until and including Monday, September 6, 2004, and issue an order stating same.

Respectfully Submitted,

CHARLES J. CRIST, JR.
ATTORNEY GENERAL

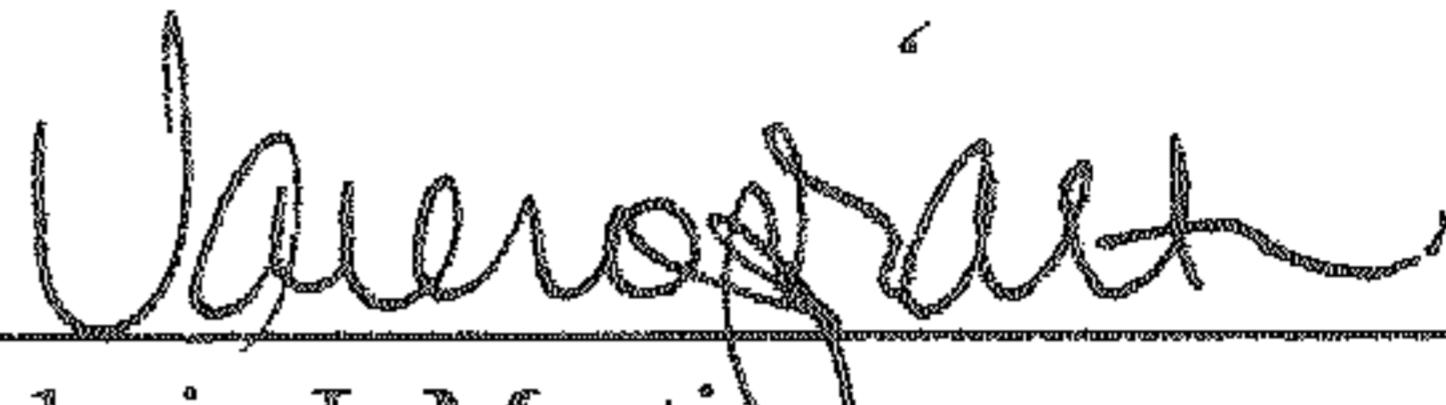


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. mail to: Stewart Greenberg, Pro Se, 958 Eve Street, Delray Beach, Florida 33483, on this 24 day of August, 2004.



Valerie J. Martin
Assistant Attorney General