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**FILED**

DATE: 5/24/13 TIME: 4 am/pm

By: \_\_\_\_\_  
CLERK, FSM SUPREME COURT  
**CHUUK TRIAL DIVISION**

IN THE SUPREME COURT OF THE  
FEDERATED STATES OF MICRONESIA  
TRIAL DIVISION - STATE OF CHUUK

|  |   |                  |
|--|---|------------------|
| TRUK TRANSPORTATION CO., INC.            | ) | CA NO. 2013-1003 |
|  | ) |                  |
| Plaintiffs,                              | ) |                  |
|  | ) |                  |
| v.                                       | ) |                  |
|  | ) | MOTION FOR       |
| CAPTAIN THOMAS NARRUHN, GOVERNOR         | ) | ENLARGEMENT      |
| JOHNSON ELIMO, in his official capacity, | ) | OF TIME          |
|  | ) |                  |
| Defendants.                              | ) |                  |
|  | ) |                  |
|  | ) |                  |

COMES NOW Defendants, by and through counsel, and moves this Honorable Court for an enlargement of time June 07, 2013 to respond to Plaintiff's Complaint filed on May 03, 2013. This motion is made pursuant to FSM Civ. R. 6 and is based upon the Memorandum of Points and Authorities set forth below.

MEMORANDUM OF POINTS AND AUTHORITIES

Rule 6 of this Court's Rules of Civil Procedure states:

*"When by these rules or by notice given thereunder or by order of court an act is required or allowed to be done at or within a specific time, the court for cause shown may at any time in its discretion ... order the period enlarged if request therefore is made before the expiration of the period originally prescribed or as extended by a previous order..."*



**FILED**

DATE \_\_\_\_\_ TIME \_\_\_\_\_

**TRIAL DIVISION  
CHUCK  
CLERK FEDERAL COURT**

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF COLUMBIA

STATE OF MARYLAND, Plaintiff, vs. JOHN DOE, Defendant.

Case No. 12345

Comes now the Defendant, JOHN DOE, and moves the Court for an order that the Plaintiff, STATE OF MARYLAND, be required to produce certain documents and records in the possession, custody, or control of the Plaintiff.

The Defendant moves for this order on the basis of the following facts:

1. The Plaintiff has been in possession, custody, or control of certain documents and records since the date of the events giving rise to this lawsuit.

2. The Defendant has a strong belief that the Plaintiff has withheld these documents and records from the Defendant in order to avoid disclosure of information that is material to the Defendant's defense.

3. The Defendant has conducted a diligent search of its own files and records and has been unable to locate the documents and records sought.

4. The documents and records sought are in the possession, custody, or control of the Plaintiff, and the Plaintiff has the ability to produce them.

WHEREFORE, the Defendant respectfully requests the Court to grant this motion and to issue an order compelling the Plaintiff to produce the documents and records sought.

The Defendant certifies that the facts stated above are true and correct to the best of the Defendant's knowledge and belief.

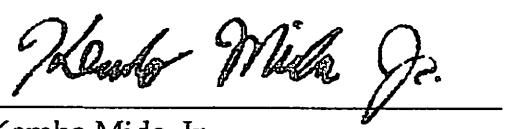
Respectfully,  
JOHN DOE  
Defendant

FILED  
DATE \_\_\_\_\_ TIME \_\_\_\_\_

1  
2  
3 The undersigned has been out of the country for the past two weeks and now needs  
4 more time to respond accordingly. Opposing party agrees to the enlargement.  
5  
6

7 Respectfully submitted,

8 Date: 5-24-13



Kembo Mida, Jr.  
Ramp & Mida  
Attorneys for Defendants

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10  
11  
12  
13 CERTIFICATE OF SERVICE

14  
15 I, Lavernie L. Pretrick, hereby certify that on this 24<sup>th</sup> day of May, 2013 I caused to be  
16 served a true and correct copy of the above document on the following person by hand  
17 delivery to her office:  
18  
19

20  
21 Steven V. Finnen  
22 Attorney at Law  
23 Kolonia, Pohnpei FM 96941

24  
25 