

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TAMMY J. KITZMILLER, *et al.*)
)
 Plaintiffs,)
)
 v.) Civil Action No. 4:04-CV-2688
)
 DOVER AREA SCHOOL,) Hon. John E. Jones, III
 DISTRICT and DOVER AREA)
 SCHOOL DISTRICT BOARD OF)
 DIRECTORS,)
)
 Defendants,)
)
 FOUNDATION FOR THOUGHT)
 AND ETHICS,)
)
 Applicant for Intervention.)

UNOPPOSED MOTION FOR EXTENSION OF TIME

Applicant for Intervention, Foundation for Thought and Ethics (“FTE”), hereby files this unopposed motion for an eight-day extension of time through June 28, 2005, in which to file its reply to defendants’ Response to FTE’s application to intervene:

1. On May 23, 2005, FTE filed an application to intervene in the above captioned matter.
2. On May 27, 2005, FTE filed its memorandum of law in support of its application to intervene and on June 6, 2005, defendants

filed their brief in opposition to FTE's application.

3. Plaintiffs filed their response to FTE's application on June 14, 2005 and FTE's reply is due by June 28, 2005. The parties do not oppose FTE's motion that FTE's reply date be extended the later date of June 28, 2005, so that FTE may reply to both parties in one submission.

WHEREFORE, FTE respectfully requests that this Court grant its request and enter the attached order.

Respectfully submitted,

By: s/Leonard G. Brown, III

Leonard G. Brown, III, Esq.

PA I.D. No. 83207

Randall L. Wenger, Esq.

PA I.D. No. 86537

Dennis E. Boyle, Esq.

(Of Counsel)

PA I.D. No. 49618

CLYMER & MUSSER, P.C.

23 North Lime Street

Lancaster, PA 17602-2912

(717) 299-7101

Jeffrey C. Mateer, Esq.*

Texas State Bar No. 13185320

MATEER & SHAFFER, L.L.P.

1300 Republic Center

325 N. St. Paul Street

Dallas, Texas 75202

Telephone: (214) 720-9900

Facsimile: (214) 720-9910

Benjamin W. Bull, Esq.

Arizona Bar No. 009940

Gary S. McCaleb, Esq.

Arizona Bar No. 018848

Elizabeth A. Murray, Esq.

Arizona State Bar No. 022954

ALLIANCE DEFENSE FUND

15333 North Pima Road

Suite 165

Scottsdale, AZ 85260

Tel: (800) 835-5233

Fax: (480) 444-0028

Kelly J Shackelford, Esq.*

Texas Bar No. 18070950

Hiram S. Sasser, III, Esq.*

Texas Bar No. 24039157

Oklahoma Bar No. 19559

LIBERTY LEGAL INSTITUTE

903 E. 18th, Suite 230

Plano, Texas 75024

Telephone: 972.423.3131

Facsimile: 972.423.8899

***Attorneys for Foundation for
Thought and Ethics***

*Application to be made for
admission *pro hac vice*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above document was served electronically on the below listed individuals by electronic filing using the ECF system for the United States District Court, Middle District of Pennsylvania, and is available for viewing on its website.

Eric Rothschild, Esq.
Alfred H. Wilcox, Esq.
Pepper Hamilton, LLP
3000 Two Logan Square
18th and Arch Streets
Philadelphia, Pennsylvania 19103

Patrick Gillen, Esq.
Thomas More Law Center
24 Frank Lloyd Wright Drive
P.O. Box 93
Ann Arbor, Michigan 48106

By: s/Leonard G. Brown, III
Leonard G. Brown, III, Esquire

Date: June 15, 2005