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IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

BRIAN P. CARR,
Plaintiff-Appellant,

v.

STATE OF OREGON; CITY OF
PORTLAND; LINDA MENG, in her
official capacity as City Attorney of the
City of Portland; HARDY MYERS, in
his official capacity as Attorney General
of the State of Oregon,

Defendants-Appellees.

U.S.C.A. No. 08-35902

MOTION FOR EXTENSION OF TIME

Pursuant to Ninth Circuit Rule 31-2.2(b), Defendant-Appellees, State of Oregon and Hardy Myers, in his official capacity as Attorney General of the State of Oregon, move for a 28-day extension of time in which to file the appellee's brief in this case. This brief is currently due January 15, 2009.

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This motion is supported by the attached affidavit of Matthew J. Lysne.

Respectfully submitted,

HARDY MYERS
Attorney General
MARY H. WILLIAMS
Solicitor General



MATTHEW J. LYSNE
Assistant Attorney General

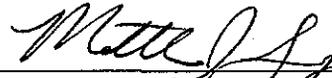
Attorneys for Defendants-Appellees

CERTIFICATE OF SERVICE

I certify that I directed a copy of the original Motion For Extension Of Time to be filed with the Clerk of Court, U.S. Court of Appeals, Ninth Circuit, at P.O. Box 193939, San Francisco, California 94119-3939, and served upon Brian P. Carr, *pro se* appellant, and Harry Auerbach, attorney for appellees City of Portland and Linda Meng, on January 5, 2009, by CM/ECF and by mailing a copy, with postage prepaid, in an envelope addressed to:

Brian P. Carr
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