## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

MASSACHUSETTS BAY TRANSPORTATION AUTHORITY

Plaintiff

v.

ZACK ANDERSON, RJ RYAN, ALESSANDRO CHIESA, RONALD L. RIVEST, and the MASSACHUSETTS INSTITUTE OF TECHNOLOGY Civil Action No. 08-11364-GAO

Defendants

## **MOTION FOR THREE HOUR EXTENSION OF TIME**

Pursuant to Fed. R. Civ. P. 6(b), Plaintiff, Massachusetts Bay Transportation Authority (the "MBTA"), moves to enlarge the time for it to file its Motion for Entry of Preliminary Injunction, supporting Memorandum, Supplemental Declarations and other supporting materials. The current deadline is Monday, August 18, 2008 at 5:00 PM EST and Plaintiff requests an extension until Monday, August 18, 2008 at 8:00 PM EST. As grounds for this motion, Plaintiff states as follows:

1. Given the nature and complexity of the underlying action, the MBTA required additional time to collect materials in support of its Motion for Entry of Preliminary Injunction. The MBTA wishes to provide this Court with a sufficient record for making a decision concerning the Motion for Entry of a Preliminary injunction;

2. Counsel for MIT Students produced documents Saturday night that required careful study, thereby requiring additional time; and

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3. Counsel for MIT consents to Plaintiff's Motion for Three Hour Extension of

Time, but counsel for the MIT Students does not consent.

MASSACHUSETTS BAY TRANSPORTATION AUTHORITY By its attorneys,

/s/ Ieuan G. Mahony Ieuan G. Mahony (BBO #552349) Maximillian J. Bodoin (BBO # 667240) HOLLAND & KNIGHT LLP 10 St. James Avenue Boston, MA 02116 (617) 523-2700

Thomas F.S. Darling III (BBO #558848) MASSACHUSETTS BAY TRANSPORTATION AUTHORITY State Transportation Building, 7<sup>th</sup> Floor 10 Park Plaza Boston, MA 02116 (617) 222-3174

Dated: August 18, 2008

Boston, Massachusetts

## CERTIFICATE OF SERVICE

I, Ieuan G. Mahony, Attorney for the Massachusetts Bay Transportation Authority in connection with the above-captioned proceeding, hereby certify that on this 18<sup>th</sup> day of August, 2008, the **Motion for Three Hour Extension of Time** was served via the ECF system on the following interested parties:

Party	Counsel
Zack Anderson, RJ Ryan, and Alessandro Chiesa (the "MIT Undergrads")	Emily Berger, Esquire Email: <u>emily@eff.org</u>
、 U ,	Jennifer Granick, Esquire
	Email: jennifer@eff.org
	John Reinstein, Esquire
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Massachusetts Institute of Technology ("MIT")	Jeffrey Swope, Esquire Email: <u>JSwope@eapdlaw.com</u>

/s/ Ieuan G. Mahony\_\_\_\_\_

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