

defend the case on its legal and factual merits and permit him the full extent of his due process rights.

The alleged infringements first occurred, according to the Complaint, in January 2011. (Doc No. 1 at. ¶ 3). Accordingly, the Plaintiff has apparently been able to wait for more than six years to bring this claim. Another 30 days will be of no measurable effect.

This motion is brought solely so that Mr. Zaiger may properly defend this matter, and not for the purpose of delay. Further, it is not brought due to a lack of diligence or inexcusable neglect.

Pursuant to Local Rule 7.1 (a)(2), undersigned counsel certifies that he spoke with counsel for Plaintiff this afternoon via telephone in an attempt to obtain the requested extension without Court intervention. Plaintiff's counsel did not consent to the relief requested herein.

WHEREFORE, Defendant Zaiger asks this Court to enter an Order extending his time to respond to Plaintiff's Complaint by 30 days, up to and including June 22, 2017.

Dated: May 23, 2017.

Respectfully submitted,

/s/ Marc J. Randazza

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CERTIFICATE OF SERVICE

I hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent to those indicated as non-registered participants on May 23, 2017.

/s/ Marc J. Randazza
Marc J. Randazza