

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

DEFENSE DISTRIBUTED and	§	
SECOND AMENDMENT FOUNDATION, INC.,	§	
Plaintiffs,	§	
	§	No. 1:15cv372-RP
v.	§	
	§	
U.S. DEPARTMENT OF STATE; JOHN F. KERRY, in his	§	
official capacity as Secretary of State; DIRECTORATE OF	§	
DEFENSE TRADE CONTROLS, Department of State	§	
Bureau of Political Military Affairs; ANTHONY M.	§	
DEARTH, in his official capacity as Acting Deputy Assistant	§	
Secretary, Defense Trade Controls, Bureau of Political	§	
Military Affairs [*] ; KENNETH B. HANDELMAN,	§	
individually; C. EDWARD PEARTREE, individually and in	§	
his official capacity as Director, Office of Defense Trade	§	
Controls Policy, Bureau of Political Military Affairs,	§	
Department of State; SARAH J. HEIDEMA, individually and	§	
in her official capacity as Division Chief, Regulatory and	§	
Multilateral Affairs, Office of Defense Trade Controls Policy,	§	
Bureau of Political Military Affairs, Department of State; and	§	
GLENN SMITH, individually and in his official capacity as	§	
Senior Advisor, Office of Defense Trade Controls, Bureau of	§	
Political Military Affairs, Department of State,	§	
Defendants.	§	

**INDIVIDUAL DEFENDANTS’ UNOPPOSED MOTION
FOR LEAVE TO EXCEED PAGE LIMIT**

The individual defendants in this action — Kenneth Handelman, Edward Peartree, Sarah Heidema, and Glenn Smith — respectfully move this Court under Local Rule CV-7(d)(3) for leave to file a motion to dismiss of 23 pages.

1. Unless otherwise authorized by the Court, a dispositive motion such as a motion to dismiss is limited to 20 pages, exclusive of the caption, signature block, any certificate, and accompanying documents. *See* LR CV-7(c), (d)(3).

^{*} Kenneth Handelman has moved from his former position as Deputy Assistant Secretary for Defense Trade Controls to a position with another federal agency. Therefore, his successor, Acting Deputy Assistant Secretary Anthony M. Dearth, has been automatically substituted as a defendant on all claims against Mr. Handelman in his official capacity. *See* Fed. R. Civ. P. 25(d).

2. To adequately present their arguments for dismissal, the individual defendants seek an extension of this limit by 3 pages, for a total of 23 pages, exclusive of caption, signature block and certificate.

3. Counsel for the parties have conferred by phone, and no party opposes this motion.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on August 13, 2015, I electronically filed this document with the Clerk of Court using the CM/ECF system, which will send notification to

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