

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

DAVID BOURKE,)	
)	
Plaintiff,)	
)	
v.)	No. 22 C 3164
)	
DENIS McDONOUGH, Secretary, U.S.)	Judge Kennelly
Department of Veterans Affairs,)	
)	
Defendant.)	

**DEFENDANT'S UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE RESPONSE/REPLY BRIEF**

Defendant Denis McDonough, Secretary of the United States Department of Veterans affairs (VA), through his attorney Morris Pasqual, Acting United States Attorney for the Northern District of Illinois, requests an additional 32 days, or until January 5, 2024, to file his combined response to plaintiff David Bourke's motion for summary judgment and reply in support of his motion for summary judgment, and in support thereof states as follows:

1. Plaintiff claims that the VA discriminated against him and failed to accommodate his disabilities.
2. The VA moved for summary judgment on October 13, 2023. Dkt. 29.
3. Plaintiff filed his own motion for summary judgment and response to the VA's motion on November 13, 2023. Dkt. 34, 36.
4. The undersigned counsel has been diligently preparing the VA's combined response and reply brief, as well as the VA's response to plaintiff's statements of material fact, but she requires additional time. This is due, at least in part, to a competing briefing schedule the in *K.G. v. United Sates*, No. 20 C 2872 (N.D. Ill.), a complex, high-value medical malpractice case with pretrial filings having been due on November 30, 2023, and responses to the plaintiff's

motion *in limine* due on December 7, 2023, all in preparation for a trial set to start on January 19, 2024.

5. Plaintiff's counsel kindly expressed that he does not oppose this motion.

WHEREFORE the VA requests a 32-day extension of time, or to January 5, 2024, to file its response to plaintiff's motion for summary judgment and reply in support of its motion for summary judgment.

Respectfully submitted,

MORRIS PASQUAL
Acting United States Attorney

By: s/ Nicole Flores

NICOLE FLORES
Assistant United States Attorney
219 South Dearborn Street
Chicago, Illinois 60604
(312) 886-9082
nicole.flores3@usdoj.gov