

IN THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

Blue Flame Medical LLC,
Plaintiff-Appellant,

v.

Chain Bridge Bank, N.A.,
Defendant and Third-Party Plaintiff-Appellee,
John J. Brough; David M. Evinger,
Defendants-Appellees,

v.

JPMorgan Chase Bank, N.A.,
Third-Party Defendant.

No. 21-2218 (L)
(1:20-cv-00658-LMB-IDD)

Blue Flame Medical LLC,
Plaintiff,

v.

Chain Bridge Bank, N.A.,
Defendant and Third-Party Plaintiff-Appellee,
John J. Brough; David M. Evinger,
Defendants,

v.

JPMorgan Chase Bank, N.A.,
Third-Party Defendant-Appellant.

No. 21-2219
(1:20-cv-00658-LMB-IDD)

**JOINT MOTION TO EXTEND TIME
TO FILE OPENING BRIEFS, APPENDIX, AND RESPONSE BRIEF**

Appellant Blue Flame Medical LLC; Appellant JPMorgan Chase Bank, N.A.;
and Appellees Chain Bridge Bank, N.A., John J. Brough, and David M. Evinger
respectfully move this Court pursuant to Federal Rules of Appellate Procedure 26(b)
and 31 and Local Rule 31(c) for mutual 15-day extensions of time to file the opening
briefs, joint appendix, and response brief. We request that the opening briefs and

joint appendix, currently due on December 7, 2021, instead be due on December 22, 2021, and that the response brief, currently due January 6, 2022, instead be due on February 7, 2022. This is the parties' first extension request. In support of the motion, the parties state:

1. The upcoming winter holidays and preexisting travel plans would make compliance with the original briefing order, Dkt. 2, a hardship on all concerned. In particular, the current schedule makes the opening briefs due shortly after the Thanksgiving holiday and the response brief due shortly after the New Year's holiday. The modified schedule accommodates both appellants and appellees in this regard.

2. For all counsel, the press of other matters makes the submission of the briefs and appendix difficult absent an extension. Among other things, counsel from Goldstein & Russell were only recently retained by appellants to provide representation in this Court, and require additional time to familiarize themselves with the extensive summary judgment record in this case and prepare a fully researched and concise opening brief that will be of maximum benefit to this Court in resolving the issues presented.

3. The joinder in this motion of all parties demonstrates that this extension will not prejudice any party.

4. Pursuant to Local Rule 25(a)(9), undersigned counsel for Appellant Blue Flame Medical LLC represents that he has the consent of the other parties joining this document to file on their behalf.

CONCLUSION

For the foregoing reasons, the parties respectfully request that they be granted mutual, 15-day extensions of time to file the opening briefs, the joint appendix, and the response brief.

November 11, 2021

/s/ Gary A. Orseck

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and David M. Evinger

Respectfully submitted,

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CERTIFICATE OF COMPLIANCE

In accordance with Fed. R. App. P. 32(g)(1), the undersigned certifies that this motion complies with the type-volume limit of Fed. R. App. P. 27(d)(2) because this motion contains 345 words, excluding the parts of the motion exempted by Fed. R. App. P. 32(f).

This motion complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type style requirements of Fed. R. App. P. 32(a)(6) because this document has been prepared in a proportionally spaced typeface using Microsoft Word 2016, Times New Roman, 14-pt font.

/s/ Eric F. Citron
November 11, 2021

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Fourth Circuit by using the appellate CM/ECF system on November 11, 2021. All participants in the case are registered CM/ECF users and service will be accomplished by the appellate CM/ECF system.

/s/ Eric F. Citron
November 11, 2021