

motion. *See* Dkt. # 222.

Marshal Dillard has filed an opposition to Plaintiffs' motion, *see* Dkt. # 219, and the Court merely awaits Plaintiffs' reply before ruling. That reply is due on January 11, 2010. *See* Minute Order dated December 30, 2009.¹ Inasmuch as the District of Columbia has indicated that it will not be able to file its opposition any earlier than January 13, 2010, *see* Mot. to Intervene ¶ 5, the Court **DENIES WITHOUT PREJUDICE** [Dkt. # 222] the District of Columbia's motion to intervene. If, after Plaintiffs file their reply, the Court determines that further briefing from the District of Columbia would assist it in ruling on Plaintiffs' motion, the Court will permit the District of Columbia to intervene for the purpose of filing an opposition.

SO ORDERED.

Date: January 11, 2010

/s/
ROSEMARY M. COLLYER
United States District Judge

¹ No further extensions will be granted.