

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
Case No: 7:23-cv-897

IN RE: )  
CAMP LEJEUNE WATER LITIGATION ) MOTION FOR EXTENSION  
) TO RESPOND TO  
) PLAINTIFFS' MOTION FOR  
This Document Relates To: ) PARTIAL SUMMARY JUDGMENT  
ALL CASES )

Defendant United States of America respectfully moves for a short two-week extension to February 19, 2024, to respond to Plaintiffs' Motion for Partial Summary Judgment. D.E. 110. Plaintiffs' Leadership Group ("PLG") objects to the requested extension.

On January 15, 2024, PLG moved for partial summary judgment on the causation standard in the Camp Lejeune Justice Act ("CLJA"). Pub. L. No. 117-168, § 804, 136 Stat. 1802, 1802-04 (2022); D.E. 110. As the Honorable Judge Dever recognized at the first CLJA Status Conference "issues of general causation and specific causation come up in each case[.]" Apr. 5, 2023 Hrg. Tr., *Rees v. United States*, No. 4:23-CV-22-D [D.E. 12], at 16:24–25. Accordingly, the causation standard is a global issue affecting all 1,483 cases filed in this Court pursuant to the CLJA. Moreover, the resolution of this issue could affect the Department of Navy's evaluation of approximately 160,000 administrative claims that have been filed. Consequently, the parties should have adequate time to brief this important issue. The United States is in the midst of conducting discovery on one hundred Track 1 Discovery Plaintiff claims and responding to extensive discovery requests propounded by PLG in the short period of time allocated by Case Management Order No. 2, D.E. 23, which will allow the cases to be ready for trial before the end

of the year. A short two-week extension will allow the United States adequate time to brief the important issues raised by the motion and continue in its discovery efforts.<sup>1</sup>

WHEREFORE, the United States respectfully submits this Motion for Extension and further respectfully requests the Court to enter the attached Proposed Order briefly extending the United States' deadline to respond to Plaintiffs' Motion for Partial Summary Judgment pending in this case through February 19, 2024.

Date: January 26, 2024

Respectfully Submitted,

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/s/ Elizabeth K. Platt  
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<sup>1</sup> Additionally, PLG failed to conduct a meet and confer communication regarding the motion prior to filing it; this is a requirement imposed by the Court's Case Management Order No. 2. D.E. 23, at 6 ("Motions raising global issues in the CLJA litigation may be filed by Plaintiffs' Leadership or counsel for Defendant in the Master Docket after counsel have met and conferred regarding the motion.").

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 26, 2024, a copy of the foregoing document was served on all counsel of record by operation of the court's electronic filing system and can be accessed through that system.

/s/ Elizabeth K. Platt  
ELIZABETH K. PLATT