

IN THE CHANCERY COURT FOR KNOX COUNTY, TENNESSEE

IN RE: PETITION OF  
KNOX COUNTY PUBLIC DEFENDER

)  
)

Docket No. 174552-L

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SECOND MOTION TO EXTEND TIME TO FILE SUPPLEMENTAL BRIEF

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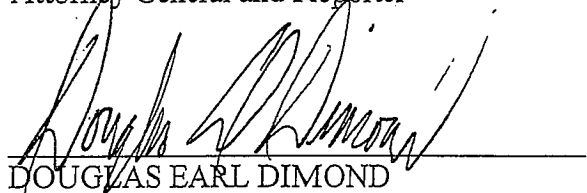
The Attorney General, on behalf of the Administrative Office of the Courts ("AOC"), respectfully requests that this Court extend the time to file the appellee's supplemental brief. At a hearing on October 29, 2009, this Court requested supplemental briefing on the issue of this Court's jurisdiction. The undersigned indicated to the Court that he would attempt to file his reply to the Public Defender's brief before departing for a visit to his daughter in Japan on December 16, 2009, but was unsure whether time would permit. The Court understood and indicated that the undersigned would be given additional time if necessary. This became necessary, due in part to unexpected filings in a massive and complex federal class action case involving thousands of children in state custody in which the undersigned is lead counsel for the State, and the Court extended the undersigned's time to file the supplemental brief until January 25, 2009. Unfortunately, the undersigned has continued to maintain not only a heavy caseload, which now includes a trip to the Sixth Circuit Court of Appeals on Friday, January 22, 2010, but also has had dental problems that have required treatment and medication and may ultimately result in two root canal procedures. Accordingly, the undersigned respectfully requests a very

short one-week extension of time until Monday, February 1, 2010, to file the supplemental brief.

The undersigned has contacted opposing counsel, who has graciously agreed to this extension.

Respectfully submitted,

ROBERT E. COOPER, JR.  
Attorney General and Reporter

A handwritten signature in black ink, appearing to read "Douglas Earl Dimond", is written over a solid horizontal line.

DOUGLAS EARL DIMOND  
Senior Counsel  
BPR #017953  
Office of the Attorney General  
GENERAL CIVIL DIVISION  
P.O. Box 20207  
Nashville, TN 37202  
(615) 532-7913

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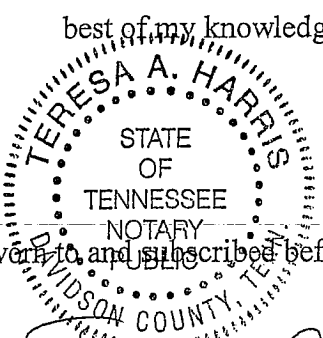
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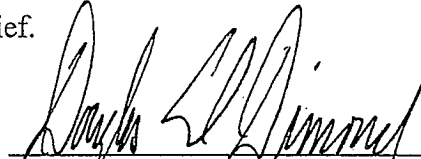
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STATE OF TENNESSEE )  
COUNTY OF DAVIDSON )

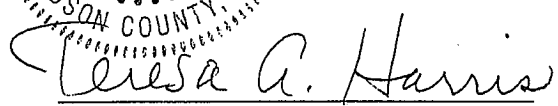
Douglas Earl Dimond, being sworn, says:

1. I am a Senior Counsel for the State of Tennessee and, as such, I represent the appellee, the Administrative Office of the Courts, in this matter.
2. The facts set forth in the accompanying motion and memorandum of law are true to the best of my knowledge, information, and belief.



  
\_\_\_\_\_  
DOUGLAS EARL DIMOND

Sworn to and subscribed before me on this 20<sup>th</sup> day of January 2010.

  
\_\_\_\_\_  
NOTARY PUBLIC

MY COMMISSION EXPIRES: 11/22/10 3

CERTIFICATE OF SERVICE

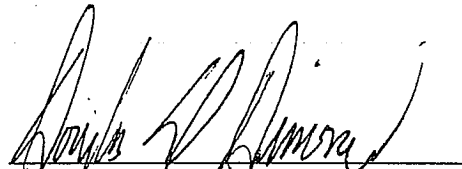
I certify that a copy of the foregoing motion and affidavit was forwarded by first class  
U.S. Mail, postage paid, to:

T. Maxfield Bahner  
1000 Tallan Building  
Chattanooga, TN 37402-2500

Hugh J. Moore, Jr.  
1000 Tallan Building  
Two Union Square  
Chattanooga, TN 37402-2500

Mark E. Stephens  
District Public Defender  
1101 Liberty Street  
Knoxville, TN 37919

on this 20<sup>th</sup> day of January 2010.

  
\_\_\_\_\_  
DOUGLAS EARL DIMOND  
Senior Counsel