

No. 17-1250

In the
United States Court of Appeals
for the
Eighth Circuit

R.J. ZAYED, IN HIS CAPACITY AS COURT-APPOINTED RECEIVER FOR THE OXFORD
GLOBAL PARTNERS, LLC, UNIVERSAL BROKERAGE FX, AND
OTHER RECEIVER ENTITIES,

Plaintiff-Appellant,

– v. –

ASSOCIATED BANK N.A.,

Defendant-Appellee.

On appeal from a final judgment of the
United States District Court for the District of Minnesota
Case No. 13-cv-00232, Hon. David S. Doty

**APPELLEE’S CONSENT MOTION FOR
EXTENSION OF TIME TO FILE BRIEF**

CHARLES F. WEBBER
Faegre Baker Daniels LLP
2200 Wells Fargo Center
90 S. Seventh Street
Minneapolis, MN 55402
(612) 766-7000

ALEX C. LAKATOS
PAUL W. HUGHES
STEPHEN M. MEDLOCK
E. BRANTLEY WEBB
Mayer Brown LLP
1999 K Street NW
Washington, D.C. 20006
(202) 263-3312

Counsel for Defendant-Appellee Associated Bank, N.A.

Pursuant to Fed. R. App. P. 26(b), appellee Associated Bank respectfully moves for a 28-day extension of time to file its brief in this appeal. In support of that motion, undersigned counsel attests as follows:

1. The appellee's brief is currently due on April 28, 2017. A 28-day extension would render the brief due on May 26, 2017.

2. Appellant Zayed has consented to a 28-day extension.

3. Associated Bank has not previously sought any extension to this deadline, and it does not contemplate seeking any additional extension to this deadline.

4. There is good cause for this extension. Undersigned counsel was not involved in the trial proceedings below and thus requires time to familiarize himself with the record of the case. There is extensive discovery in this matter, including 28 depositions, culminating in a 27-volume Joint Appendix.

5. Additionally, undersigned counsel has several proximate obligations, including:

a. April 19, 2017: Reply brief due in *ATI Technologies v. LG Electronics*, No. 16-2222 16-2406 (Fed. Cir.);

b. April 24, 2017: Opposition to petition for certiorari due in *Miller v. Stamm*, No. 16-1155 (S. Ct.);

c. April 25, 2017: Reply in support of a petition for certiorari due in *Granados v. Sessions*, No. 16-1095 (S. Ct.);

d. May 1, 2017: Appellant's brief due in *Haler v. Boyington Capital Grp.*, No. 17-40229 (5th Cir.);

e. May 2, 2017: Appellant's brief due in *Capital Security Systems v. NCR Corp.*, 17-1396 (Fed. Cir.).

CONCLUSION

The Court should grant appellee a 28-day extension of time to file its brief, to, and including, May 26, 2017.

Respectfully submitted,

/s/ Paul W. Hughes

Alex C. Lakatos
Paul W. Hughes
Stephen M. Medlock
E. Brantley Webb
MAYER BROWN LLP
1999 K Street NW
Washington, DC 20006
(202) 263-3312

Charles F. Webber
FAEGRE BAKER
DANIELS LLP
2200 Wells Fargo Center
90 S. Seventh Street
Minneapolis, MN 55402
(612) 766-7000

*Counsel for Defendant-Appellee
Associated Bank, N.A.*

Dated: April 10, 2017

CERTIFICATE OF COMPLIANCE

Pursuant to Federal Rule of Appellate Procedure 32(g), the undersigned counsel for defendant-appellee certifies that this motion:

(i) complies with the type-volume limitation of Rule 27(d)(2)(A) because it contains 259 words, including footnotes and excluding the parts of the brief exempted by Rule 32(a)(7)(B)(iii); and

(ii) complies with the typeface requirements of Rule 27(d)(1)(E) because it has been prepared using Microsoft Office Word 2007 and is set in Century Schoolbook font in a size equivalent to 14 points or larger

Dated: April 10, 2017

/s/ Paul W. Hughes

CERTIFICATE OF SERVICE

I certify that that on April 10, 2017, I caused a copy of this motion for an extension of time to file appellee's response brief to be served electronically via the Court's CM/ECF system upon all counsel of record.

Dated: April 10, 2017

/s/ Paul W. Hughes