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Attorneys for Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

FEDERAL TRADE COMMISSION, and UTAH
DIVISION OF CONSUMER PROTECTION,

Plaintiffs,

vs.

ZURIXX, LLC; CARLSON DEVELOPMENT
GROUP, LLC; CJ SEMINAR HOLDINGS,
LLC; ZURIXX FINANCIAL, LLC;
CRISTOPHER A. CANNON; JAMES M.
CARLSON; and JEFFREY D. SPANGLER,

Defendants.

**DEFENDANTS' MOTION TO EXCEED
THE TEN-PAGE LIMIT IN
DUCivR 7-1(b)(2)(A)**

Case No.: 2:19-cv-00713-DAK-CMR

Judge Dale Kimball

Under DUCivR 7-1(e), Defendants move the Court for an order granting them leave to file a combined Reply in Further Support of the Partial Motion to Dismiss (“MTD Reply”) in excess of the ten-page limitation set forth in DUCivR 7-1(b)(2)(A). Specifically, Defendants seek an order allowing them to use an additional 21 pages in their MTD Reply, thereby allowing Defendants to file a MTD Reply of approximately 31 pages, exclusive of those pages that do not count toward the page limitation under DUCivR 7-1(b)(2)(A).

The FTC and the Utah Division of Consumer Protection (the “Division”) filed separate Oppositions to Defendants’ Partial Motion to Dismiss (ECF No. 62). The FTC’s Opposition (ECF No. 72) was approximately 19 pages long. The Division’s Opposition (ECF No. 76) was approximately 35 pages long. Given the length of the Oppositions (approximately 54 pages combined), Defendants require an additional 21 pages in their MTD Reply to respond to factual assertions and to fully develop their arguments for dismissal of certain claims. Defendants respectfully request permission to exceed Rule 7-1(a)(3)(A)’s 10-page limit.

DATED this 31st day of December, 2019.

Respectfully Submitted,

By: Benson L. Hathaway, Jr.
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CERTIFICATE OF SERVICE

I hereby certify that on the 31st day of December, 2019, I caused a true and correct copy of the foregoing **DEFENDANTS' MOTION TO EXCEED THE TEN-PAGE LIMIT IN**

DUCivR 7-1(b)(2)(A) to be served on the following by email:

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CRISTOPHER A. CANNON; JAMES M.
CARLSON; and JEFFREY D. SPANGLER,

Defendants.

**ORDER GRANTING DEFENDANTS'
MOTION TO EXCEED THE TEN-PAGE
LIMIT IN
DUCivR 7-1(b)(2)(A)**

Case No.: 2:19-cv-00713-DAK-CMR

Judge Dale Kimball

The Court, having reviewed Defendants' Motion for Leave to File a combined Reply Motion in Further Support of the Partial Motion to Dismiss ("Motion for Leave") in excess of the ten-page limitation set forth in DUCivR 7-1(b)(2)(A), for good cause appearing in support, hereby GRANTS the Motion for Leave.

IT IS HEREBY ORDERED that the Motion for Leave is Granted. Defendants are authorized to file an overlength Reply Motion in Further Support of the Partial Motion to Dismiss not to exceed thirty-one (31) substantive pages.

DATED this 31st day of December, 2019.

BY THE COURT:

Judge Dale Kimball
United States District Court Judge