

UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER

October 30, 2023

RAVI SHARMA,)	
Complainant,)	
)	
v.)	8 U.S.C. § 1324b Proceeding
)	OCAHO Case No. 19B00048
)	
LATTICE SEMICONDUCTOR,)	
Respondent.)	
_____)	

Appearances: Ravi Sharma, pro se Complainant
Ulrico S. Rosales and Aleksandr Katsnelson, Esq., for Respondent

ORDER ON MOTION TO EXTEND CASE DEADLINES

On September 20, 2023, the Court issued an Order Summarizing Status Conference, in which it set a case schedule in this matter, including the following deadlines: October 28, 2023 for the parties to exchange discovery responses; November 13, 2023 for discovery motions; December 22, 2023 for dispositive motions; and January 22, 2024 for responses to dispositive motions.

On October 24, 2023, Respondent filed a letter with the Court, indicating that “[t]he parties have conferred and have mutually agreed to extend [the] deadlines,” listing new “mutually agreed upon” deadlines. As Complainant did not sign this submission, the Court confirmed with him via telephone that he did not intend to oppose the motion.¹

The Court construes the submission as a joint motion to extend the case deadlines previously set by the Court in its Order Summarizing Status Conference. “OCAHO’s Rules of Practice and Procedure for Administrative Hearings do not provide specific standards for granting extensions, but the standard routinely applied is good cause.” *United States v. Space Exploration Techs.*

¹ See 28 C.F.R. § 68.36(a) (providing that communications by the Office of the Chief Administrative Hearing Officer “for the sole purpose of . . . requesting extensions of time are not considered *ex parte* communications, except that all other parties shall be notified of such request by the requesting party and be given an opportunity to respond thereto”).

Corp., 18 OCAHO no. 1499, 5 (2023) (collecting cases and citing, inter alia, Fed. R. Civ. P. 6(b)(1) (“When an act may be or must be done within a specified time, the court may, for good cause, extend the time . . .”).²

Here, the parties have not provided an explanation as to why they have requested these extensions of time. However, given that both parties have agreed to extend these deadlines, the relatively short extensions of time requested, and the potential benefit to both the parties and the Court of additional time for the parties to engage in discovery and provide dispositive motion briefing, the Court finds good cause to extend the previously-set case deadlines. *See id.* at 6–7 (considering that an extension motion was unopposed, and the short length of the extension sought, in the good cause analysis) (citing *United States v. Satguru Enters., Inc.*, 16 OCAHO no. 1430, 2 (2022) (finding good cause for extension of answer deadline of five weeks, which was unlikely to prejudice the complainant), and then citing *Lowden v. Ann Arbor Elec. JATC Training Ctr.*, 18 OCAHO no. 1490, 2 (2023) (finding good cause to extend the answer deadline where the motion was unopposed)).

The extended case schedule is as follows:

November 13, 2023: Deadline for parties to exchange discovery responses
 December 7, 2023: Deadline for discovery motions
 January 8, 2024: Deadline for dispositive motions
 February 8, 2024: Deadline for responses to dispositive motions
 May 2024: Tentative Hearing Date

² Citations to OCAHO precedents reprinted in bound Volumes 1 through 8 reflect the volume number and the case number of the particular decision, followed by the specific page in that volume where the decision begins; the pinpoint citations which follow are thus to the pages, seriatim, of the specific entire volume. Pinpoint citations to OCAHO precedents subsequent to Volume 8, where the decision has not yet been reprinted in a bound volume, are to pages within the original issuances; the beginning page number of an unbound case will always be 1, and is accordingly omitted from the citation. Published decisions may be accessed in the Westlaw database “FIMOCAHO,” or in the LexisNexis database “OCAHO,” or on the website at <http://www.justice.gov/eoir/OcahoMain/ocahosibpage.htm#PubDecOrders>.

SO ORDERED.

Dated and entered October 30, 2023.

Honorable Jean C. King
Chief Administrative Law Judge