

FILED

DEC 01 2016

IN THE HIGH COURT
OF THE
REPUBLIC OF THE MARSHALL ISLANDS


ASST. CLERK OF COURTS
REPUBLIC OF THE MARSHALL ISLANDS

EIGIGU HOLDINGS CORPORATION, Plaintiff, v. LEANDER LEANDER and LIJUN LEANDER, Defendants.	CIVIL ACTION 2014-067 ORDER
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Over a year ago, on November 12, 2015, plaintiff's counsel filed a motion for declaratory judgment asking the Court to declare: (1) that defendants' lease has been terminated; (2) that plaintiff may lawfully remove defendants from the property; and (3) that defendants owe plaintiff fair market rent from the date of the lease termination until the date they vacate the property. The following day, defendants' counsel suggested that the motion should be treated as a motion for summary judgment, and since that time, both counsel have referred to the pleading as a motion for summary judgment. The Court will therefore treat and resolve the motion as a motion for summary judgment.

Several briefing schedules for the motion have come and gone. On April 5, 2016, plaintiff's counsel indicated that he would not be filing an amended motion. Most recently, on September 28, 2016, plaintiff's counsel proposed a briefing schedule that was never adopted by the Court.

BASED ON THE FOREGOING, IT IS HEREBY ORDERED AS FOLLOWS:

1. Defendants' counsel may file a response to the motion on or before January 31, 2017. Given the length of time before the response is due and the number of briefing schedules that have already passed, the Court is not inclined to extend this deadline except upon stipulation and in the most dire of circumstances.

2. Plaintiff's counsel may file a reply on or before February 28, 2017. Given the length of time before the reply is due and the number of briefing schedules that have already passed, the Court is not inclined to extend this deadline except upon stipulation and in the most dire of circumstances.

3. If counsel wish to present oral argument, they shall confer and select a date between March 13 and March 24, 2017, or between April 3 and April 14, 2017, and shall notify the Court of the selected date **as soon as possible**. The Court currently has these dates open, but will fill them with other matters on a first come, first served basis.

DATED this 1st day of December, 2016.

BY THE COURT:



COLIN R. WINCHESTER
Associate Justice