

NO. 16-0549

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**IN THE SUPREME COURT OF TEXAS**

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DR. BEHZAD NAZARI, D.D.S., ET AL  
*Petitioners,*

v.

THE STATE OF TEXAS  
*Respondents,*

v.

ACS STATE HEALTHCARE, LLC  
*Respondents.*

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On Petition for Review from the  
Third Court of Appeals, Austin, Texas  
Cause No. 03-15-00252-CV

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**UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE PETITIONER'S  
MOTION FOR REHEARING**

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**TO THE HONORABLE TEXAS SUPREME COURT:**

COME NOW, Petitioners, Dr. Behzad Nazari, D.D.S., et al. and file this, their Unopposed Motion to Extend Time to file Petitioners' Motion for Rehearing, and would show as follows:

The deadline to file the Motion for Rehearing is set for Friday, July 6, 2018. Petitioners seek a 30 day extension, creating a new deadline of August 6, 2017. This is the Petitioner's first extension request for the Motion for Rehearing. No party opposes this request.

II.

This extension is sought to accommodate the schedule of the undersigned counsel, who is staffed on several other matters active during the current time frame for preparing the brief on the merits, including:

- *State v. Xerox Corporation, et al*, D-1-GV-14-00581: preparation and attendance of previously noticed depositions, which will occur between now and the new proposed deadline;
- Prepare and attend several Informal Settlement Conferences scheduled with the Texas Board of Dental Examiners for several providers; and
- Upcoming deadlines for unrelated *qui tam* actions involving unrelated parties;

An extension would permit counsel to prepare a more comprehensive Motion for Rehearing.

### **III. PRAYER**

For these reasons, Petitioners' request that this Court grant a 30-day extension of time to file their brief on the merits, creating a new deadline of August 6, 2018.

Respectfully submitted,

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**CERTIFICATE OF CONFERENCE**

This motion is unopposed. I certify I emailed with opposing counsel on July 2, 2018 regarding this motion and he did not oppose a 30-day extension.

  
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Jason Ray

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this brief was served via e-mail and e-service on the 3<sup>rd</sup> day of July, 2018 on the following:

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