

**NO. 16-0549**

---

**In The Supreme Court of Texas**

---

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

**v.**

**THE STATE OF TEXAS and ACS STATE HEALTHCARE, LLC**  
**Respondents.**

---

**No. 03-15-00252-CV in the Third Court of Appeals**  
**No. D-1-GN-14-005380 in the 53<sup>rd</sup> District Court of Travis County**

---

**PETITIONERS' UNOPPOSED MOTION TO EXTEND TIME TO**  
**FILE REPLY IN SUPPORT OF PETITION FOR REVIEW**

---

Jason Ray  
Bar No. 24000511  
RIGGS & RAY, P.C.  
506 West 14<sup>th</sup> Street, Suite A  
Austin, TX 78701  
512 457-9806 Phone  
512 457-9066 FAX  
[jray@r-alaw.com](mailto:jray@r-alaw.com)

**TO THE HONORABLE TEXAS SUPREME COURT:**

COMES NOW, Petitioners, Dr. Behzad Nazari, D.D.S., et al. and file this, their Unopposed Motion to Extend Time to File the Reply In Support of the Petition for Review, and would show as follows:

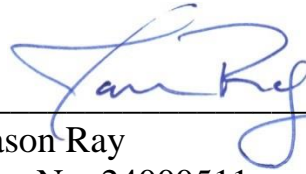
On December 19, 2016 Respondent's filed their Response to the Petition for Review. Petitioners' deadline to file their Reply is January 3, 2017.

Petitioners respectfully request an extension of 14 days to file their Petition for Review. Petitioners' counsel is experiencing a heavy workload and is presently preparing to participate in several depositions shortly after the start of the new year. Additionally, Petitioners' counsel has plans to be out of state for the majority of time between now and the pending deadline. An extension would permit counsel to prepare a more comprehensive and concise reply. This is Petitioners' first request for an extension to file the reply.

**PRAYER**

For these reasons, Petitioners request that the deadline for the filing of the Reply in Support of Petition for Review in this case be extended to Tuesday, January 17, 2017.

Respectfully Submitted,



---

Jason Ray  
Bar No. 24000511  
RIGGS & RAY, P.C.  
506 West 14<sup>th</sup> Street, Suite A  
Austin, TX 78701  
512 457-9806 Phone  
512 457-9066 FAX  
[jray@r-alaw.com](mailto:jray@r-alaw.com)

**CERTIFICATE OF CONFERENCE**

I communicated by email on December 21, 2016 with opposing counsel for the State of Texas, Cam Barker and with opposing counsel for ACS State Healthcare, Connie Pfeiffer and they advised that they do not oppose this motion.



## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served by eFile TX and Fax on December 22, 2016 to the following:

Raymond C. Winter  
Chief, Civil Medicaid Fraud Division  
Office of the Attorney General  
P.O. Box 12548  
Austin, Texas 78711-2548  
Telephone: (512) 936-1709  
E-mail: [raymond.winter@texasattorneygeneral.gov](mailto:raymond.winter@texasattorneygeneral.gov)  
[Cam.Barker@texasattorneygeneral.gov](mailto:Cam.Barker@texasattorneygeneral.gov)  
[philip.lionberger@texasattorneygeneral.gov](mailto:philip.lionberger@texasattorneygeneral.gov)

Constance H. Pfeiffer  
Beck Redden, LLP  
1221 McKinney Street, Suite 4500  
Houston, Texas 77010  
Telephone: (713) 951-3700  
E-mail: [cpfeiffer@beckredde.com](mailto:cpfeiffer@beckredde.com)

