

No. 16-0347

IN THE SUPREME COURT OF TEXAS

RICHARDSON EAST BAPTIST CHURCH,
Petitioner,

v.

**PHILADELPHIA INDEMNITY INSURANCE COMPANY
AND JAMES GREENHAW,**
Respondents.

On Petition for Review from the Fifth Court of Appeals
Dallas County, Texas
No. 05-14-01491-CV

UNOPPOSED SECOND MOTION FOR EXTENSION OF TIME TO FILE BRIEF ON THE MERITS

TO THE HONORABLE SUPREME COURT OF TEXAS:

Petitioner Richardson East Baptist Church makes this unopposed second motion for extension of time to file its brief on the merits, under the authority of Texas Rules of Appellate Procedure 55.3 and 10.5(b)(1), and would respectfully show:

A. INTRODUCTION.

1. Petitioner's brief on the merits is currently due March 23, 2017.
2. Petitioner has sought and received one thirty day extension.

3. This motion seeks an extension of 30 days, or up to and including April 24, 2017.

B. BASES FOR EXTENSIONS.

4. In addition to attempting to prepare the brief in this case, undersigned counsel for petitioner has been otherwise engaged in:

- * Preparation for and participation in trial in *Miguel A. Gomez, III, M.D., and Miguel A. Gomez, M.D., P.A. v. Memorial Hermann Health System and MHMD*, Cause No. 2012-53962, in the 333rd Judicial District Court, Harris County, an antitrust case which commenced, on March 16, 2017;
- * Preparing a motion for en banc reconsideration in *Pinnacle Health Facilities XV, LP d/b/a Woodridge Nursing and Rehabilitation v. Jorge Robles and Werner Robles, Individually and as Heirs of Zoila Robles*, Cause No. 14-15-00924-CV, in the Fourteenth Court of Appeals, due March 24, 2017;
- * Preparing a motion for rehearing in *410 Centre LLC, a Foreign Limited Liability Company and John B. Urbahns, an Individual v. LSREF2 Cobalt (TX), LLC, a Foreign Limited Liability Company*, Cause No. 16-0831, in the Supreme Court of Texas, due on March 27, 2017; and
- * Preparing for oral argument in *Rey Garza v. Roxana Regalado Harrison and Joseph Santellana, Individually and as Representative of the Estate*

of Jonathen Anthony Santellana, Deceased, Cause No. 14-16-00615-CV, in the Fourteenth Court of Appeals, Houston, Texas, on March 29, 2017.

C. PRAYER.

5. Therefore, Petitioner prays the Court grant its request for an extension of 30-days to file its brief on the merits, or up to and including April 24, 2017.

Respectfully submitted,

KELLY, DURHAM & PITTARD, LLP

/s/ Peter M. Kelly

Peter M. Kelly (Lead Counsel)

State Bar No. 00791011

F. Leighton Durham, III

State Bar No. 24012569

1005 Heights Boulevard

Houston, Texas 77008

Telephone: 713.529.0048

Facsimile: 713.529.2498

Email: pkelly@texasappeals.com

Email: ldurham@texasappeals.com

and

Shannon E. Loyd

State Bar No. 24045706

THE LOYD LAW FIRM

12703 Spectrum Drive, Suite 201

San Antonio, Texas 78249

Telephone: 210.775.1424

Facsimile: 210.775.1410

info@theloydlawfirm.com

Counsel for Petitioner

Richard East Baptist Church

CERTIFICATE OF CONFERENCE

I, Peter M. Kelly, certify that I have conferred with opposing counsel, Andrew Edelman and William Pilat, counsel for Respondents, stated that they do not oppose this motion.

/s/ Peter M. Kelly
Peter M. Kelly

CERTIFICATE OF SERVICE

A true and correct copy of this *Unopposed Second Motion for Extension* has been forwarded to all counsel of record on March 22, 2017, as follows:

William Pilat
KANE, RUSSELL, COLEMAN & LOGAN PC
919 Milam Street, Suite 2200
Houston, Texas 77002
Fax: 713.425.7700
wpilat@krcl.com
Counsel for Respondent
Philadelphia Indemnity Insurance

Andrew L. Edelman
Jay W. Brown
WINSTEAD PC
1100 JPMorgan Chase Tower
600 Travis Street
Houston, Texas 77002
Fax: 713.650.2400
aedelman@winstead.com
jbrown@winstead.com
Counsel for Respondent
James Greenhaw

/s/ Peter M. Kelly
Peter M. Kelly