

**FACSIMILE SHEET****UNITED STATES DEPARTMENT OF JUSTICE  
DRUG ENFORCEMENT ADMINISTRATION  
OFFICE OF CHIEF COUNSEL**

DATE: April 11, 2006

NUMBER OF PAGES: 4 pages  
(including cover)**TRANSMITTED TO:**

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ORGANIZATION: Jenner &amp; Block

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**TRANSMITTED FROM: (202) 307-4946**

NAME: Brian Bayly, Attorney

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**COMMENTS:***Lyle E. Craker, Ph. D., Docket No. 05-16*

Julie- Enclosed is the Gov. motion for ext. of time to file the briefs on May 8. Got a voice mail from Lisa Green yesterday, and Lisa said you okey'ed the request. Thanks for agreeing to this extension request. I hope none of us we'll need another extension because I know you and I are both anxious to get this over with. Again, thanks for agreeing to the extension. Brian Bayly



**UNITED STATES DEPARTMENT OF JUSTICE  
DRUG ENFORCEMENT ADMINISTRATION**

**IN THE MATTER OF** )

**Docket No. 05-16**

**Lyle E. Craker, Ph.D.** )

**GOVERNMENT'S MOTION TO REQUEST AN EXTENSION OF TIME IN  
WHICH TO FILE THE PARTIES' BRIEFS**

The Government, by and through the undersigned attorney, respectfully submits this motion to request an extension of time in which to file the parties' brief from April 27, 2006, to May 8, 2006. As grounds:

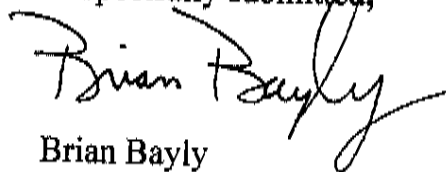
- (1) Because of the numerous requests for Orders to Show Cause relating to Internet pharmacies and physicians, the undersigned is the only person available to work on the brief.
- (2) Although the undersigned has devoted most of his time (including overtime) to writing the brief and has made substantial progress, there have been many interim tasks including several orders for Prehearing Statements that were due or will be due between April 10, 2006, and April 24, 2006. One of these prehearing statements will entail taking substantial time and most likely travel in order for it to be completed by the due date, April 24, 2006.
- (3) Given the enormity of the record and the complexity of the issues, the undersigned would like to ensure that both parties' have the amount of time needed to submit thorough and complete briefs.

- (4) The undersigned contacted Respondent's counsel, Julie Carpenter, Esq., who was out of the country at the time the undersigned telephoned Ms. Carpenter. However, Ms. Carpenter's administrative assistant left the undersigned a voice yesterday indicating that she had contacted Ms. Carpenter, and that Ms. Carpenter had no objection to this motion.
- (5) The undersigned acknowledges that if the Administrative Law Judge (ALJ) grants this motion for extension of time to file the briefs, no further extensions will be granted on behalf of either party unless there are extraordinary circumstances such as unforeseen emergencies. (Respondent requested and was granted an extension of time to file the parties' brief from April 13, 2006, to April 27, 2006; the Government agreed to Respondent's extension request.)

Relief requested:

Based upon the foregoing, the Government respectfully requests that the ALJ issue an Order that allows the parties' to submit their briefs no later than May 8, 2006.

Respectfully submitted,

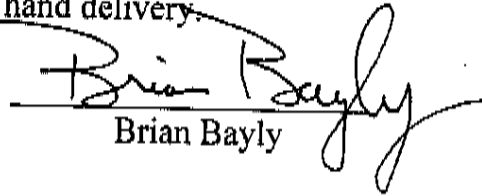


Brian Bayly  
Senior Attorney  
Office of Chief Counsel

Dated: April 11, 2006

**CERTIFICATE OF SERVICE**

On April 11, 2006, I sent, via facsimile machine (202) 661-4810, a copy of the foregoing to counsel for Respondent, Julie M. Carpenter, Esq., Jenner & Block, Washington, D.C., and filed the original and two copies of the foregoing at the DEA Office of Administrative Law Judges by hand delivery.

  
Brian Bayly