

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

DANIEL WALLACE,)	
)	
Plaintiff,)	
)	
v.)	Civil Complaint No.: 1:05-cv-0678-SEB-VSS
)	
INTERNATIONAL BUSINESS)	
MACHINES CORPORATION;)	
RED HAT INC.;)	
NOVELL, INC.,)	
)	
Defendants.)	

**NOTICE OF INITIAL 30-DAY EXTENSION OF TIME
TO FILE RESPONSIVE PLEADING**

Defendant International Business Machines Corporation (“IBM”) hereby provides notice, pursuant to the Southern District of Indiana Rule 6.1(a) that it desires a 30-day extension of time to respond to Plaintiff’s Complaint in the above-captioned matter. IBM further states:

1. Responses to Plaintiff’s Complaint are due by IBM no earlier than June 2, 2005, and such time has not yet expired. No prior extensions have been sought.
2. Thirty days from June 2, 2005, is Saturday, July 2, 2005. The next business day thereafter is Tuesday, July 5, 2005.
3. Undersigned counsel for IBM conferred with *pro se* Plaintiff Daniel Wallace, who stated that he had no objection to an extension to Tuesday, July 5, 2005, for IBM to file its response.

4. By operation of Southern District of Indiana Rule 6.1, IBM's response to Plaintiff's Complaint is hereby enlarged to July 5, 2005, without further filings with, or action by, the Court.

Respectfully submitted,

s/ Kendall Millard

Kendall Millard (DC #463787)

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Attorney for Defendant, International
Business Machines Corporation

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 27th day of May, 2005, a copy of the foregoing document was filed electronically. Notice of this filing will be sent to the following by operation of the Court's electronic filing system:

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The above filing will also be served via U.S. mail on the following, and all attorneys that the Court's notice of delivery indicates will be delivered by other means:

Daniel Wallace
P. O. Box 572
New Palestine, IN 46163

s/ Kendall Millard
Kendall Millard