

UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT

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UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

Appeal No. 16-1289

CONRAD E. LeBEAU,

Defendant-Appellant.

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**MOTION FOR EXTENSION OF TIME  
TO FILE GOVERNMENT'S BRIEF**

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The United States of America, by and through its attorneys, Gregory J. Haanstad, United States Attorney, and Jonathan H. Koenig, Assistant United States Attorney, hereby respectfully moves this Court, pursuant to Rule 26(b) of the Federal Rules of Appellate Procedure and Rule 26 of the Seventh Circuit Rules, for an extension of time until May 11, 2016, in which to file the Government's brief.

As grounds for this motion, the declaration of Jonathan H. Koenig is attached. In addition, the Government states as follows:

The brief of the United States is currently due on April 20, 2016.

Dated at Milwaukee, Wisconsin this 12th day of April, 2016.

Respectfully submitted,

GREGORY J. HAANSTAD  
United States Attorney

By:

s/JONATHAN H. KOENIG  
Assistant United States Attorney

530 United States Courthouse  
517 East Wisconsin Avenue  
Milwaukee, WI 53202  
(414) 297-1700

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**DECLARATION OF JONATHAN H. KOENIG IN SUPPORT OF MOTION  
FOR EXTENSION OF TIME TO FILE GOVERNMENT'S BRIEF**

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I, Jonathan H. Koenig, declare the following to be true and correct under penalty of perjury:

1. I am an Assistant United States Attorney for the United States Attorney's Office for the Eastern District of Wisconsin. I am the attorney assigned to this appeal. I was not counsel in prior proceedings relating to this defendant. The individual who handled those proceedings is no longer employed in my office.

2. The government's brief is due on April 20, 2016. This is the first extension requested by the government.

3. The defendant is not in custody.

4. The undersigned has reviewed the appellant's brief and is working with specialized counsel from the Food and Drug Administration to prepare a

responsive brief. The undersigned moves for a brief extension of time based principally upon his lack of familiarity with the issues in the case and his need to confer further with agency counsel.

5. For all of the foregoing reasons, I respectfully request that the briefing deadline for the government be extended until May 11, 2016.

Dated this 12th day of April, 2016 at Milwaukee, Wisconsin.

s/Jonathan H. Koenig  
Assistant United States Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that on April 12, 2016, I electronically filed the foregoing with the Clerk of Court for the United States Court of Appeals for the Seventh Circuit by using the CM/ECF system. I further certify that not all participants in the case are registered CM/ECF users and that service will be accomplished by

U.S. Mail to:

Conrad LeBeau  
2003 South 96 Street  
West Allis, WI 53227

s/Jonathan H. Koenig  
Assistant United States Attorney

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517 East Wisconsin Avenue  
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