

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

E-NUMERATE SOLUTIONS, INC. and  
E-NUMERATE, LLC,

Plaintiffs,

v.

THE UNITED STATES,

Defendant.

No. 19-859 C

Judge Ryan T. Holte

**JOINT MOTION TO CONTINUE ORAL ARGUMENT ON  
DEFENDANT'S MOTION TO DISMISS  
PURSUANT TO RCFC 12(b)(6) AND 35 U.S.C. § 101**

Plaintiffs e-Numerate Solutions, Inc. and e-Numerate, LLC (collectively “e-Numerate”) and Defendant United States (“the Government”) jointly move this Court to continue the oral argument presently scheduled for March 23, 2020 at 2 pm.

The parties respectfully submit that the ongoing health crisis justifies the requested continuance. Both parties want an in-person hearing on the Government’s Motion to Dismiss. In addition, representatives from both parties plan on attending the hearing. Plaintiffs’ counsel and the plaintiffs’ client representatives have to travel to the hearing which is problematic given the current health crisis. Granting this continuance does not prejudice either party. There is no Scheduling Order in place and formal discovery has not yet commenced.

The parties respectfully request that the Court schedule the oral argument on one of the following dates at a time convenient for the Court: May 5 – 8, and 11 – 13.

For the above reasons, e-Numerate and the Government respectfully request that this motion be granted and that the oral argument be re-scheduled on one of the above dates at a time convenient for the Court.

Respectfully submitted,

Dated: March 17, 2020

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Respectfully submitted,

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s/Scott Bolden

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