

**IN THE DISTRICT COURT IN AND FOR TULSA COUNTY**

**STATE OF OKLAHOMA**

**JAMAL MIFTAH,**

**Plaintiff,**

**vs. Case No. CJ 2007-04083**

**(Judge Linda G. Morrissey)**

**ISLAMIC SOCIETY OF TULSA et al.**

**Defendants.**

**MOTION FOR CONTINUANCE**

COMES NOW Plaintiff, Jamal Miftah by and through his Attorney of Record and would respectfully request a Continuance to allow a Consolidated response to Defendants' Motions to Dismiss for the following reasons:

1. Plaintiff filed his First Amended Complaint on April 2, 2008.
2. Defendants Mujeeb Cheema filed his Motion to Dismiss on April 22, 2008.
3. Defendants Islamic Society of Tulsa (hereinafter IST), Farrooq Ali, Javed Jaliwala, Sheryl Siddiqui, Tariq Masood and Houssam ElsouieSSI filed their Motion to Dismiss on April 24, 2008.
4. Defendant the North American Islamic Trust (hereinafter NAIT) filed its Motion to Dismiss on April 24, 2008.
5. Plaintiff's Attorney received the Motion of IST and five (5) Officers and Directors (noted above) on April 28, 2008.
6. Plaintiff has yet to receive service of the Motions to Dismiss filed by NAIT and Mujeeb Cheema.
7. Pursuant to the Oklahoma Rule of Civil Procedure; "Any Party opposing a Motion ... shall serve and file a brief or a list of authorities in opposition within fifteen (15) days after service of the motion, or the motion may be deemed confessed." Oklahoma Rule for the District Courts 4(e). Adding the statutory three days for mailing by regular post, the Response to the Motion by IST and five (5) Officers and Directors is due on May 16, 2008.
8. Defendants have previously filed a Motion to Dismiss, which was ruled on by Judge Gordon McAllister (following the recusal of Judge Thomas Thornbrugh).
9. Plaintiff's Attorney anticipates that the Motions to Dismiss of all Defendants will be largely based on the same theories and, in the interest of efficiency would ask the Court to allow an additional fourteen days from the date of service (which Plaintiff's Counsel would gladly accept via fax or e mail) to allow a Consolidated Response to all Motions to Dismiss.

10. Plaintiff attempted to contact all counsel of record on this date but due to time differences was unable to do so except by e mail. See attached e mails to Jon Cartledge and to all counsel of record.

WHEREFORE, premises considered, Plaintiff prays for fourteen (14) days from the date of service of Motions to Dismiss filed by Mujeeb Cheema and by NAIT to allow for a consolidated response to all of Defendants' objections to the First Amended Complaint of Plaintiff.

Respectfully submitted,

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CERTIFICATE OF MAILING

I, B. Kent Felty do hereby certify that I mailed a copy of the foregoing Motion for Continuances to all counsel of record listed below on the 15th day of May, 2008 by First Class Mail, postage prepaid and by e mail on May 14, 2008.

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