

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

**SYSKA HENNESSEY GROUP
CONSTRUCTION, INC.**

Plaintiff,

v.

**GEORGE D. BLACK, SR., d.b.a. INFINITY
INDIVIDUAL SURETY, et al.,**

Defendants.

Civil Action No. 06-486 (JMF)

MEMORANDUM OPINION

Currently before me is Plaintiff's Motion for Summary Judgment Against Defendants Davis and Black d.b.a. Infinity Individual Surety. For the reasons stated herein, plaintiff's motion will be granted as unopposed.

Plaintiff filed its motion on August 17, 2007. Defendants therefore had eleven (11) days, or until August 28, 2007, within which to serve and file a memorandum of points and authorities in opposition to the motion. See LCvR 7(b). This deadline would have been extended three days to August 31, 2007, if defendants had filed and served their opposition electronically. See Fed. R. Civ. P. 6(e). Any opposition filed after that date would have required a motion for enlargement evidencing excusable neglect. See Fed. R. Civ. P. 6(b).

Defendant has not filed an opposition in compliance with the time limitations set forth in LCvR 7(b) and Fed. R. Civ. P. 6(e), nor has it filed a motion for enlargement evidencing excusable neglect pursuant to Fed. R. Civ. P. 6(b). Plaintiff's motion is therefore granted as unopposed.

An Order accompanies this Memorandum Opinion.

Dated: October 1, 2007

/s/

JOHN M. FACCIOLA
UNITED STATES MAGISTRATE JUDGE