

**UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT**

MICHAEL DRIGGS, <i>et al.</i> ,)
)
Plaintiffs-Appellants,)
)
v.) Appeal No. 25-2177
)
CENTRAL INTELLIGENCE AGENCY,) On appeal from the U.S. District
) Court for the Eastern District of
Defendant-Appellee.) Virginia, No. 1:23-cv-2177 (DJN/JFA)
)
)

**DEFENDANT-APPELLEE’S CONSENT MOTION FOR 21-DAY
EXTENSION OF TIME TO FILE BRIEF FOR APPELLEES**

Pursuant to Federal Rule of Appellate Procedure 26(b), and Fourth Circuit Rule 31(c), Defendant-Appellee (“the CIA”), respectfully moves for a 21-day extension of time, to and including Tuesday January 20, 2026, to file its brief in this appeal. Under Fourth Circuit Rule 27(a), the CIA’s counsel has consulted with Plaintiffs-Appellants’ counsel about this motion. Plaintiffs-Appellants consent to the requested relief.

1. Plaintiffs-Appellants filed their opening brief on November 18, 2025. The CIA’s brief is currently due on Monday, December 29, 2025. With the

requested 21-day extension, the government's brief would be on Tuesday January 20, 2026.¹ The CIA has not previously sought an extension.

2. The requested 21-day extension of time is necessary to allow appellate counsel adequate time to prepare the CIA's response and to coordinate with agency counsel, in light of their other litigation responsibilities. In addition to this appeal, undersigned counsel will be filing a case dispositive motion in *Steele v. Federal Bureau of Investigation*, 1:25-cv-1700 (E.D. Va.). Moreover, undersigned counsel will be on annual leave from December 22 through December 29 to celebrate the holidays and fulfill family obligations.

3. Plaintiffs-Appellants' counsel has stated that Plaintiffs-Appellants consent to this motion.

CONCLUSION

For the foregoing reasons, good cause exists to extend the time for filing the CIA's brief to and including January 20, 2026.

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¹ Twenty-one days from December 29, 2025 is January 19, 2026. However, January 19, 2026 is a Martin Luther King, Jr. Day, which is a federal holiday. As such, the proposed deadline would be advanced by one additional date.

CERTIFICATE OF SERVICE

I hereby certify that on this date, I electronically filed the foregoing with the Clerk of the United States Court of Appeals for the Fourth Circuit using the CM/ECF system, which will send a notice of such filing to all registered CM/ECF users.

/s/

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DATE: December 17, 2025