UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF NORTH CAROLINA
GREENSBORO DIVISION

ANNE MARTINEZ, individually and on behalf of all other persons similarly situated, Plaintiffs, v. **REGISTERFLY, INC.,** **UNIFIEDNAMES INC.** **HOSTING SERVICES GROUP INC.** **KEVIN MEDINA,** in his personal capacity and as an agent of RegisterFly, Inc. and as an agent of Unifiednames Inc. John Naruszewicz, in his capacity as an agent of both Unifiednames and RegisterFly, **ENOM,** and **ICANN,** Defendants.	)	**Civil Action No 07-CV-188** **ICANN'S RESPONSE TO PLAINTIFF'S MOTION FOR EXTENSION OF TIME**

COMES NOW the defendant, Internet Corporation for Assigned Names and Number ("ICANN") by and through counsel, and pursuant to Fed. R. Civ. Pro. 6(b) and Local Rule 6.1(a), hereby requests plaintiff's Motion for Extension of Time be denied. In support of its position, ICANN shows the court the following:

1. Plaintiff filed her purported class action lawsuit on March 13, 2007.

2. On April 6, 2007, defendant ICANN filed its Motion to Dismiss pursuant to Federal Rule of Civil Procedure 12(b)(2) and 12(b)(3).

3. Pursuant to Local Rule 7.3(f), plaintiff was required to file a response, if any, within 20 days after service of the motion. As such, plaintiff's response with accompanying brief was due by April 30, 2007.

4. Plaintiff did not file a response or a brief responding to ICANN's Motion to Dismiss on April 30, 2007.

5. On May 3, 2007, the undersigned received a voicemail message from plaintiff's counsel's office requesting a return phone call. No further message was left.

6. On May 4, 2007, plaintiff filed her Motion for Extension of Time, requesting an additional twenty (20) days within which to respond to ICANN's Motion to Dismiss.

7. In her Motion, plaintiff fails to explain why she did not file her response and brief by April 30, 2007. Plaintiff has failed to provide any basis for this Court to determine that excusable neglect occurred in failing to file her response and corresponding brief in a timely manner.

WHEREFORE, for the above-listed reasons, defendant ICANN respectfully requests plaintiff's Motion for Extension of Time be denied.

This the 4th day of May, 2007.

/s/ Philip J. Mohr
Philip J. Mohr, NC State Bar #24427
Womble Carlyle Sandridge & Rice, PLLC
One West Fourth Street, NC 27101
Telephone: 336-721-3577
Fax: 336-733-8358

CERTIFICATE OF SERVICE

I hereby certify that on this date the foregoing **ICANN'S RESPONSE TO PLAINTIFF'S MOTION FOR EXTENSION OF TIME** has been caused to be electronically filed with the Clerk of Court and served electronically through the Clerk of Court on May 4, 2007 to the following person(s):

E. Clarke Dummit, Esquire
213 West Sixth Street
Winston-Salem, NC 27101
Attorney for Plaintiff

Gary Beaver
Nexsen Pruett Adams Kleemeier
Suite 100
701 Green Valley Road
Greensboro, NC 27408
Attorney for eNom

/s/ Philip J. Mohr
Philip J. Mohr, NC State Bar #24427
Womble Carlyle Sandridge & Rice, PLLC
One West Fourth Street
Winston-Salem, NC 27101
336-721-3577
336-733-8358 (fax)
Attorney for Defendant ICANN