

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

Nadine “Nina” Copley,

Plaintiff,

v.

Robert Braxton Jarratt, III,

Defendant.

Action No.: 1:26-cv-02622-SEG

Honorable Sarah E. Geraghty

**DEFENDANT’S CONSENT MOTION TO SET DEADLINE TO MOVE
FOR LEAVE TO AMEND AND TO EXTEND PLAINTIFF’S DEADLINE
TO RESPOND TO THE COUNTERCLAIMS**

With Plaintiff’s consent, Defendant/Counterclaimant Robert Braxton Jarratt, III respectfully moves under Rules 6(b)(1)(A) and 15(a) of the Federal Rules of Civil Procedure, Local Rule 7.1, and the Court’s Standing Order Regarding Civil Litigation for an order (1) setting September 22, 2026, as the deadline for Defendant to file a motion for leave to file a Second Amended Answer, Affirmative Defenses, and Counterclaims, and (2) extending Plaintiff Nadine “Nina” Copley’s deadline to respond to Defendant’s counterclaims as set forth below. In support, Defendant shows the Court as follows:

1. Plaintiff filed the Complaint on May 8, 2026, asserting claims for battery, intentional infliction of emotional distress, and defamation. [DE 1].
2. After two consented-to extensions [DE 9, 12], Defendant timely filed

his Answer, Affirmative Defenses, and Counterclaims on August 27, 2026 [DE 13], and filed his First Amended Answer, Affirmative Defenses, and Counterclaims on August 28, 2026, to correct minor clerical errors in the August 27 filing [DE 15].

3. On September 14, 2026, Plaintiff's counsel provided Defendant with the legal authority that Plaintiff contends supports dismissal of the counterclaims and advised that Plaintiff intends to move to dismiss them.

4. Rather than have the parties brief a motion to dismiss that Defendant's forthcoming amendment may render moot, Defendant informed Plaintiff he intends to move for leave to file a Second Amended Answer, Affirmative Defenses, and Counterclaims that addresses the issues Plaintiff has raised.

5. Good cause supports the requested relief. The circumstances necessitating this Motion arose recently and could not have been anticipated when the operative pleading was filed, specifically Plaintiff's September 14, 2026, identification of the grounds upon which she intends to seek dismissal of the counterclaims, and the parties' resulting effort to narrow or resolve those issues by amendment rather than by motion practice. The requested schedule will conserve the resources of the parties and the Court and promote the just and efficient resolution of the pleadings.

6. Defendant, with Plaintiff's consent, requests that the Court order the following timetable for the matters for which relief is sought.

- a. On or before September 22, 2026, Defendant will file his motion for leave to file a Second Amended Answer, Affirmative Defenses, and Counterclaims, and will attach the proposed Second Amended Answer, Affirmative Defenses, and Counterclaims in clean form and in redline form against DE 15.
 - b. If the Court grants leave to amend, Plaintiff shall respond to the counterclaims in the Second Amended Answer, Affirmative Defenses, and Counterclaims within twenty-one (21) days after service of that pleading.
 - c. If the Court denies leave to amend, Plaintiff shall respond to the counterclaims in DE 15 within fourteen (14) days after entry of the order denying leave.
 - d. If Defendant does not file a motion for leave to amend on or before September 22, 2026, Plaintiff shall respond to the counterclaims in DE 15 on or before September 25, 2026.
7. This Motion does not seek to alter any other deadline. Nothing in the requested order affects discovery or any other deadline in this case, and discovery shall proceed on the existing schedule.
8. Plaintiff consents to the relief requested. Counsel for the parties conferred, and Andrea S. Hirsch, counsel for Plaintiff, confirmed Plaintiff's consent

to this Motion and to the proposed order. Consistent with Section III.E of the Court's Standing Order, the parties present this request by motion rather than by stipulation.

9. The extension will prejudice no party and disturb no other deadline. Defendant brings this Motion in good faith and not for purposes of delay.

WHEREFORE, Defendant respectfully requests that the Court grant this Consent Motion and enter the accompanying proposed order (1) setting September 22, 2026, as Defendant's deadline to move for leave to file a Second Amended Answer, Affirmative Defenses, and Counterclaims; (2) setting Plaintiff's deadline to respond to the counterclaims as provided in Paragraph 6 above; and (3) confirming that discovery and all other deadlines are unaffected. Pursuant to Section III.B of the Court's Standing Order, Defendant files a proposed order granting this relief contemporaneously with this Motion.

Dated: September 16, 2026

/s/ Nathan D. Chapman

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**Admitted pro hac vice*

*Counsel for Defendant Robert Braxton
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LOCAL RULE 7.1(D) CERTIFICATE OF COMPLIANCE

Under Local Rule 7.1(D), the undersigned counsel certifies that he prepared the foregoing document in Times New Roman, 14-point font, one of the font and point selections that Local Rule 5.1(C) approves.

/s/ Nathan D. Chapman
Nathan D. Chapman

CERTIFICATE OF SERVICE

I certify that on this 16th day of September, 2026, I electronically filed the foregoing DEFENDANT’S CONSENT MOTION TO SET DEADLINE TO MOVE FOR LEAVE TO AMEND AND TO EXTEND PLAINTIFF’S DEADLINE TO RESPOND TO THE COUNTERCLAIMS, together with the accompanying [Proposed] Order, with the Clerk of Court using the CM/ECF system, which will send electronic notice of the filing to all counsel of record.

/s/ Nathan D. Chapman
Nathan D. Chapman