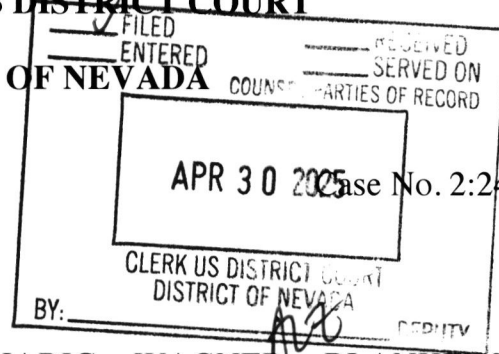


UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA



JOSE DECASTRO,

Plaintiff,

v.

CITY OF IRONTON, MCKNIGHT, SPOLJARIC, WAGNER, BLANKENSHIP, FOUCH, CHAPMAN, and JOHN DOES 1 THROUGH 5,  
Defendants.

1. MOTION FOR LEAVE TO FILE LATE OPPOSITION TO DEFENDANTS MOTION TO DISMISS

2. Plaintiff, Jose DeCastro, appearing pro se, respectfully moves this Honorable Court for leave to file a late opposition to Defendants Motion to Dismiss, and in support states as follows:

3. 1. On or about March 26, 2025, Defendants filed a Motion to Dismiss.

4. 2. Plaintiff, acting pro se, filed a Motion for Enlargement of Time, which Plaintiff reasonably believed would extend the time to respond to all pending motions, including the Motion to Dismiss.

5. 3. The Court subsequently granted an extension as to one motion (Doc. 19), but Plaintiff misunderstood the scope of that order, and thus believed that all responses were extended.

6. 4. Plaintiffs failure to timely oppose the Motion to Dismiss was the result of excusable neglect under Fed. R. Civ. P. 6(b)(1)(B), not willful disregard.

7. 5. Allowing Plaintiff to file a late opposition will not prejudice Defendants, as no substantive rulings have yet occurred.

8. 6. Plaintiff respectfully requests that this Court grant leave to file his opposition to the Motion to Dismiss and allow this case to proceed on the merits.

9. WHEREFORE, Plaintiff respectfully requests that this Court grant this Motion for Leave to File Late Opposition and permit Plaintiff to file his Opposition to Defendants Motion to Dismiss.

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

JOSE DECASTRO,

Case No. 2:24-cv-00435-DJA

Plaintiff,

v.

CITY OF IRONTON, MCKNIGHT, SPOLJARIC, WAGNER, BLANKENSHIP, FOUCH,  
CHAPMAN, and JOHN DOES 1 THROUGH 5,

Defendants.

10. Respectfully submitted,

11. Jose DeCastro

12. Pro Se Plaintiff

13. 1258 Franklin Ave.

14. Santa Monica, CA 90404

15. iamalaskan@gmail.com

16. (310) 963-2445

17. Dated: April 27, 2025

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

JOSE DECASTRO,

Case No. 2:24-cv-00435-DJA

Plaintiff,

v.

CITY OF IRONTON, MCKNIGHT, SPOLJARIC, WAGNER, BLANKENSHIP, FOUCH,  
CHAPMAN, and JOHN DOES 1 THROUGH 5,

Defendants.

**CERTIFICATE OF SERVICE**

I hereby certify that on April 27, 2025, I served a true and correct copy of the foregoing Motion for Leave to File Late Opposition to Defendants Motion to Dismiss by United States Mail, First Class, postage prepaid, addressed as follows:

Dawn M. Frick, Esq.

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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

JOSE DECASTRO,

Case No. 2:24-cv-00435-DJA

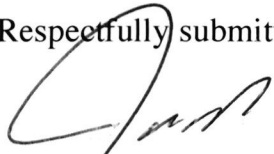
Plaintiff,

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CITY OF IRONTON, MCKNIGHT, SPOLJARIC, WAGNER, BLANKENSHIP, FOUCH,  
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Defendants.

Respectfully submitted,



Jose DeCastro

Pro Se Plaintiff

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