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NOTIFY

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COMMONWEALTH OF MASSACHUSETTS

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SUFFOLK, ss.

SUPERIOR COURT
CIVIL ACTION NO.: 19-03333-BLS1

COMMONWEALTH OF MASSACHUSETTS,

Plaintiff,

v.

EXXON MOBIL CORPORATION,

Defendant.

) Notified 11.14.19 (NJ)
) MAGO/T.J.R., J.A.S., C.G.C., M.Q.B., G.S.K.,
) M.A.H., R.J., S.A.K., I.A.G.
) - P.B.B.P. & H./T.C.F., C.L.

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SUFFOLK SUPERIOR COURT
CIVIL CLERK'S OFFICE
MICHAEL JOSEPH J. JUVAN
CLERK / MAGISTRATE

JOINT MOTION TO EXTEND RESPONSIVE PLEADING DEADLINES

Pursuant to Mass. R. Civ. P. 6(b), Plaintiff Commonwealth of Massachusetts ("Commonwealth") and Defendant Exxon Mobil Corporation ("ExxonMobil") jointly move for extension of time for ExxonMobil to answer or move to dismiss the Commonwealth's Complaint to and including January 13, 2020 and, in the event ExxonMobil serves a motion to dismiss, for the Commonwealth to respond to ExxonMobil's motion by March 9, 2020. As grounds for this joint motion, the parties state:

1. On October 24, 2019, the Commonwealth filed the Complaint in this case against ExxonMobil. The Complaint spans 211 pages and contains 830 paragraphs. It asserts four causes of action alleging ExxonMobil violated G.L. c. 93A, § 2 and various regulations promulgated by the Commonwealth's Attorney General.
2. On October 28, 2019, the Court allowed the Commonwealth's Ex Parte Motion for Appointment of a Special Process Server, and ExxonMobil was served on October 30, 2019.

Allowed. Defendant shall have until Jan. 13, 2020, to answer or otherwise respond to the Commonwealth's complaint. The Commonwealth shall have until March 9, 2020, to serve its response to the anticipated motion to dismiss. Defendant shall file its Rule 9A package with respect to any motion to dismiss on or before March 23, 2020.

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3. Pursuant to Mass. R. Civ. P. 12(a), ExxonMobil's answer or motion to dismiss is currently due on November 19, 2019. If ExxonMobil were to serve a motion to dismiss on that date, the Commonwealth's response would be due on November 29, 2019.

4. Given the length and complexity of the Complaint, the parties have agreed to extend ExxonMobil's deadline to file an answer or serve a motion to dismiss the Complaint to and including January 13, 2020. In the event ExxonMobil serves a motion to dismiss, the parties have agreed that the Commonwealth's deadline to respond to the motion to dismiss is March 9, 2020.

5. The parties further agree that ExxonMobil, by filing this joint motion and thereby appearing in this matter under Rules 11(b)(1) and (b)(3), does not waive its right to raise the defenses set forth in Rule 12(h)(1), including lack of personal jurisdiction, except ExxonMobil hereby admits service of the summons and complaint and waives its right to raise defenses of insufficiency of process or of service of process.

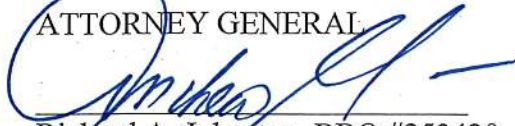
6. The parties believe there is good cause under Rule 6(b) supporting the requested extended deadlines, and respectfully request the Court to grant the joint motion.

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Respectfully submitted,

COMMONWEALTH OF MASSACHUSETTS EXXON MOBIL CORPORATION

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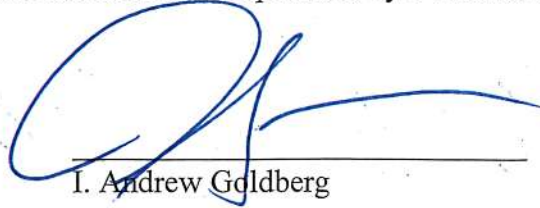
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DATE: November 8, 2019

CERTIFICATE OF SERVICE

I, I. Andrew Goldberg, hereby certify that a true and correct copy of the above document was served upon counsel for the defendant Exxon Mobil Corporation by e-mail and U.S. Mail on this 8th day of November 2019.



I. Andrew Goldberg