

**No. 08-1754
UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT**

GINNNAH MUHAMMAD,)	
)	
Appellant,)	
v.)	Motion for Continuation
)	
PAUL PARUK,)	
)	
Appellee.)	

**APPELLANT’S EMERGENCY MOTION FOR CONTINUATION
OF ORAL ARGUMENT**

Appellant respectfully requests a continuation of at least 31 days, up to and including November 16, 2009, for oral arguments, which is currently set to be heard on Friday, October 16, 2009, at 9AM, before this honorable Court. Appellant has contacted opposing counsel, Ms. Margaret Nelson, and was not able to reach her regarding her position regarding a continuance. Appellant offers the following reasons in support of this motion:

1. Appellant’s counsel understands that requesting a continuation of oral argument is granted in exceptional circumstances, as such, offers the following reasons for the request.
2. Lead counsel, Nabih H. Ayad will be presenting oral argument on behalf of the Appellant. While lead counsel was prepared to move forward and appear for arguments set for October 16, 2009, set to be heard in Cincinnati Ohio, counsel has had an emergency situation arise which requires his immediate attention and physical presence for Friday, October 16, 2009, in the Detroit-Metro area.

3. Lead counsel for Appellant currently represents 340 taxicab drivers at the Wayne County Airport. At this time, the Wayne County Airport Authority has decided to terminate the 340 taxicab driver's contract with the Airport Authority on a high profile case and is demanding that they physically evacuate the airport on Friday, October 16, 2009. Due to this termination, Attorney Ayad has been working relentlessly, and around the clock to seek an emergency temporary restraining order (TRO) from the United States District Court, for the Eastern District of Michigan, to prevent the Airport from removing the taxicab drivers. As such, lead counsel is filing a Complaint in federal court and is seeking an emergency hearing on the TRO as soon as one may be granted to counsel.
4. Due to these unforeseen circumstances, lead counsel is respectfully requesting that this honorable Court grant a continuance of oral arguments on this matter for at least 31 days.
5. Appellant's counsel seeks this continuance in good faith and is not attempting to delay oral arguments in any way.

CONCLUSION & PRAYER FOR RELIEF

For the reasons stated above, Appellant respectfully request that this honorable Court grant this emergency request for continuance of oral arguments.

Respectfully submitted,

/s/Nabih H. Ayad

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Attorney for Appellant

Dated October 12, 2009

CERTIFICATE OF SERVICE

I, hereby certify that on October 12, 2009, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

Margaret A. Nelson

I further certify that I have mailed by U.S. mail the paper to the following non-ECF participants:
None.

/s/ NABIH H. AYAD

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