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15 UNITED STATES DISTRICT COURT
16 FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

17 YUROK TRIBE, PACIFIC COAST
FEDERATION OF FISHERMEN'S
18 ASSOCIATIONS, and INSTITUTE FOR
FISHERIES RESOURCES,

19 Plaintiffs,

20 v.

21 U.S. BUREAU OF RECLAMATION, and
NATIONAL MARINE FISHERIES SERVICE,

22 Defendants,

23 and

Case No. 3:19-cv-04405-WHO

Related Cases: No. C16-cv-06863-WHO
No. C16-cv-04294-WHO

STIPULATION AND [~~PROPOSED~~]
ORDER TO ENLARGE TIME FOR
PLAINTIFFS' REPLY BRIEF IN
SUPPORT OF MOTION TO STRIKE
KWUA'S TRIBAL WATER RIGHTS
ARGUMENT AND DECLARATIONS

DATE: December 7, 2022

TIME: 2:00 pm

LOCATION: Videoconference

JUDGE: Hon. William H. Orrick

24 STIPULATION AND [~~PROPOSED~~] ORDER
TO ENLARGE TIME ON PLAINTIFFS' REPLY
25 Case No. 3:19-cv-04405-WHO

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1 KLAMATH WATER USERS ASSOCIATION,
2 THE KLAMATH TRIBES, and KLAMATH
IRRIGATION DISTRICT,

3 Intervenor-Defendants.

4 UNITED STATES OF AMERICA,

5 Cross-Claimant,

6 YUOK TRIBE, PACIFIC COAST
7 FEDERATION OF FISHERMEN'S
ASSOCIATIONS, and INSTITUTE FOR
FISHERIES RESOURCES,

8 Joined as Cross-Claimants,

9 v.

10 KLAMATH WATER USERS ASSOCIATION,
and OREGON WATER RESOURCES
DEPARTMENT,

11 Crossclaim-Defendants,

12 and

13 KLAMATH IRRIGATION DISTRICT,

14 Intervenor-Defendant.

15 KLAMATH WATER USERS ASSOCIATION,

16 Counterclaimant,

17 v.

18 UNITED STATES OF AMERICA

Counterclaim-Defendant.

19 OREGON WATER RESOURCES
DEPARTMENT,

20 Counterclaimant,

21 v.

22 UNITED STATES OF AMERICA

23 Counterclaim-Defendant.

24 STIPULATION AND [~~PROPOSED~~] ORDER
25 TO ENLARGE TIME ON PLAINTIFFS' REPLY
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1 Per Local Rule 6-2, Plaintiffs Yurok Tribe, Pacific Coast Federation of Fishermen’s
2 Associations, and Institute for Fisheries Resources (collectively, “Plaintiffs”); Crossclaim
3 Defendant Oregon Water Resources Department (OWRD); Defendant and Crossclaimant United
4 States of America (“United States”); Crossclaim Defendant Klamath Water Users’ Association
5 (“KWUA”); Intervenor Klamath Tribes; and Intervenor Klamath Irrigation District (“KID”) (all,
6 collectively, “the Parties”) submit this stipulation and proposed order to enlarge time for
7 Plaintiffs’ reply brief in support of their motion to strike KWUA’s Tribal water rights argument
8 and declarations (ECF No. 1069) by two weeks to November 1, 2022.

9 The reason for the requested extension is that Plaintiffs’ lead counsel was out of the
10 office October 6–12, will be traveling on October 14, and will be on a work trip October 17–20,
11 which includes the other attorneys and paralegals working on this matter. Counsel and
12 paralegals for Plaintiffs need additional time to prepare the reply brief.

13 The parties have not previously extended the deadline for briefing on Plaintiffs’ motion
14 to strike (ECF No. 1069). The Parties previously stipulated that briefing on KID’s Motion to
15 Strike (Doc. 1039), Motion for Stay (Doc. 1040), Rule 56(d) Request to Extend Hearing on the
16 Pending Summary Judgment Motions and Permit Discovery (Doc. 1041-3), and Request for
17 Judicial Notice (collectively “KID Motions”) be placed on the same schedule as briefing on the
18 summary judgment motions and cross-motions filed in connection with the First Cause of Action
19 of the United States’ crossclaim and KWUA’s and OWRD’s counterclaims, with responses to
20 KID’s Motions due September 12, 2022, and KID’s replies due October 27, 2022. ECF Nos.
21 1048, 1049. The response deadline to KID’s Motions was subsequently extended to September
22 26, 2022, and the reply deadline extended to November 9, 2022, along with a commensurate
23 extension on responses and replies to the Parties’ motions and cross-motions for summary

1 judgment. Doc. 1056. The Parties also previously stipulated to a two-week extension of the
2 deadline for oppositions to the United States' and Plaintiffs' motions for summary judgment and
3 cross-motions for summary judgment. ECF Nos. 1034, 1035. The Parties also previously
4 stipulated to an extension of OWRD's responsive-pleading deadline. ECF No. 990.

5 Accordingly, the Parties stipulate as follows:

6 1.) The deadline for Plaintiffs to file a reply brief in support of their motion to strike
7 KWUA's Tribal water rights argument and declarations (ECF No. 1069) will be November 1,
8 2022.

9 2.) Counsel for the Parties remain available for the December 7, 2022,
10 videoconference hearing date.

11 **IT IS SO STIPULATED.**

12 Dated: October 14, 2022

13 s/ Patti A. Goldman

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25 Case No. 3:19-cv-04405-WHO - 2

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***Attorneys for Federal Defendants and
Cross-Claimant United States of America***

20 I, Patti A. Goldman, attest that each of the other signatories concurred in the filing of this
21 document.

22 *s/ Patti A. Goldman*
23 PATTI A. GOLDMAN

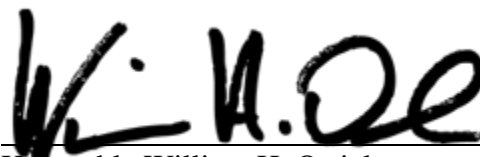
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: October 14, 2022



Honorable William H. Orrick
United States District Court Judge