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19 *Attorney for Plaintiffs*

20 **UNITED STATES DISTRICT COURT**  
21 **DISTRICT OF NEVADA**

22 WESTERN WATERSHEDS PROJECT and  
23 the CENTER FOR BIOLOGICAL  
24 DIVERSITY,

25 Plaintiffs,

26 v.

27 U.S. DEPARTMENT OF THE INTERIOR,  
BUREAU OF LAND MANAGEMENT,  
JARED BYBEE in his official capacity as  
Field Manager of the Bureau of Land  
Management Bristlecone Field Office, and  
ALICIA STYLES, in her official capacity  
as Acting Field Manager of the Bureau of Land  
Management Caliente Field Office,

Defendants.

Case No. 2:23-cv-435-CDS-DJA

**JOINT MOTION TO AMEND  
SCHEDULING ORDER AND EXTEND  
DEADLINE FOR DISPOSITIVE  
MOTIONS**

1 Plaintiffs and Federal Defendants respectfully move to amend the scheduling order and  
2 extend the current deadline for dispositive motions in this case. In support of this request, the  
3 Parties state as follows:

4 On July 24, 2023, the Court granted in part the Parties' proposed discovery plan and  
5 scheduling order. ECF No. 12. The Parties' schedule addressed briefing deadlines for  
6 Plaintiffs' motion for preliminary injunction. The Parties agreed to propose a revised schedule  
7 for production of the administrative record and merits briefing once the Court resolved the  
8 motion for preliminary injunction. In its scheduling order, the Court also added a December  
9 29, 2023, deadline by which the Parties must submit dispositive motions. *Id.*

10  
11 On October 18, 2023, the Court denied Plaintiffs' motion for preliminary injunction.  
12 Plaintiffs have opted not to appeal the Court's decision.

13  
14 Plaintiffs and Federal Defendants have conferred and jointly propose the following  
15 amended schedule for production of the administrative record, resolution of any record  
16 disputes, and briefing the merits:

- 17 1. Federal Defendants shall serve the administrative record on Plaintiffs' counsel by  
18 January 12, 2024.
- 19 2. After Federal Defendants serve the administrative record on Plaintiffs'  
20 counsel, the Parties will endeavor to resolve any outstanding issues or disputes  
21 regarding the content of the administrative record. Plaintiffs agree to confer with  
22 Federal Defendants regarding any record disputes on or before February 16, 2024.
- 23 3. Federal Defendants shall certify and lodge the administrative record with the Court and  
24 serve that administrative record on Plaintiffs' counsel by February 23, 2024.  
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27

1 4. Plaintiffs shall file any motion objecting to the content of the administrative record or  
2 seeking to supplement the record by March 15, 2024. Federal Defendants reserve the  
3 right to oppose any such motions. If such a motion is filed, the remainder of the  
4 schedule set out below is vacated and the Parties will submit a new proposed  
5 scheduling order within 21 days of the Court's order on the contents of the  
6 administrative record.

7  
8 5. If no motions related to the administrative record are filed, Plaintiffs shall file  
9 their motion for summary judgment and memorandum in support by March 22, 2024.  
10 The supporting memorandum shall not exceed 35 pages.

11 6. Federal Defendants shall file their combined response to Plaintiffs' motion and cross-  
12 motion for summary judgment by May 3, 2024. The supporting memorandum shall not  
13 exceed 35 pages.

14  
15 7. Plaintiffs shall file their combined reply in support of summary judgment and  
16 response to Federal Defendant's cross-motion for summary judgment by May 31. The  
17 supporting memorandum shall not exceed 30 pages.

18 8. Federal Defendants shall file their reply in support of summary judgment by June 28.  
19 The supporting memorandum shall not exceed 30 pages.

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21  
22 Respectfully submitted this 11th day of December, 2023.

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24 TODD KIM  
Assistant Attorney General

25 /s/ Daniel Luecke  
26 DANIEL LUECKE (CA Bar No. 326695)  
Trial Attorney  
27 Natural Resources Section  
United States Department of Justice  
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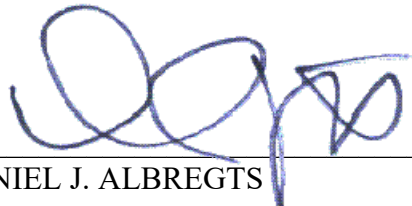
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*Attorney for Plaintiffs*

**IT IS SO ORDERED** that the parties' joint motion (ECF No. 20) is GRANTED.

DATED: 12/13/2023



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DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE

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~~IT IS SO ORDERED~~

~~DATED this 11th day of December, 2023.~~

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~~Daniel J. Albregts  
United States Magistrate Judge~~

**CERTIFICATE OF SERVICE**

I hereby certify that on December 11, 2023, I electronically filed the foregoing using the CM/ECF system, which will automatically send email notification to the attorneys of record.

/s/ Daniel Luecke  
DANIEL LUECKE

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