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 14 *Attorney for Defendants United States,
 U.S. Department of Justice, Eric H. Holder,
 15 and Ann Scheel*

16 UNITED STATES DISTRICT COURT
 17 DISTRICT OF ARIZONA

18 State of Arizona, et al.,
 19 Plaintiffs,
 20 vs.
 21 United States of America, et al.,
 22 Defendants.

No. 2:11-cv-01072-SRB
**STIPULATION AND REQUEST FOR
 AN EXTENSION OF TIME TO
 SUBMIT REPLY IN SUPPORT OF
 MOTION TO DISMISS (FIRST
 REQUEST)**

23 IT IS HEREBY STIPULATED, pursuant to LRCiv 7.3, by and between the
 24 parties hereto, through undersigned counsel, that Federal Defendants shall receive an

25 _____
 26 1 Plaintiffs' complaint named U.S. Attorney Dennis K. Burke as a defendant in his
 27 official capacity. Pursuant to Federal Rule of Civil Procedure 25(d), Acting U.S.
 28 Attorney Ann Birmingham Scheel is substituted in her official capacity for Mr. Burke.

1 extension of time until October 7, 2011, to file their reply in support of their Motion to
2 Dismiss. This is the first stipulation seeking an extension of time.

3 Federal Defendants' reply is currently due on September 19, 2011. Federal
4 Defendants request this extension of time because they need additional time to prepare a
5 reply memorandum responding to each of Plaintiffs' arguments. One of the attorneys
6 with primary responsibility for this litigation will be unavailable September 12-29, 2011
7 due to previously scheduled travel, while the undersigned counsel for Federal Defendants
8 will be in trial on another matter the week of September 26, 2011. Plaintiffs agree to the
9 stipulation without objection.

10 A proposed order is attached.

11 Dated: September 9, 2011.

Respectfully submitted,

12 /s/ Lori S. Davis (by permission)

13 Thomas C. Horne

14 Attorney General

15 Firm Bar No. 14000

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26 /s/ Scott Risner

27 Scott Risner (MI Bar #P70762)

28 Trial Attorney

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Attorney for Federal Defendants

CERTIFICATE OF SERVICE

1
2 I hereby certify that on September 9, 2011, I electronically transmitted the
3 attached document to the Clerk's Office using the CM/ECF System for filing and
4 transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

5 Aubrey Joy Corcoran, Kevin D. Ray, and Lori Simpson Davis
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1 *Attorney for Proposed Intervenor-Plaintiffs Maricopa County and Joy Rich*

2 */s/ Scott Risner*

3 Scott Risner

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