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6 Attorneys for Defendants

7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA

9 SEANLIM YITH and SEAK LEANG YITH,)
10) Case No.: 1:14-cv-01875 LJO SKO
Plaintiffs,)
11) **Second Stipulation and [Proposed] Order**
v.) **re: Abeyance**
12)
13 JEH JOHNSON, Secretary, U.S. Department of)
Homeland Security; LEON RODRIGUEZ,)
14 Director, U.S. Citizenship and Immigration)
Services, et al.,)
15)
16 Defendants.)
17)

18 On March 3, 2015, this Court granted the parties’ joint stipulation to hold the matter in
19 abeyance in light of then-scheduled interviews pertaining to Plaintiffs’ pending naturalization
20 applications. *See* ECF No. 24. Those interviews occurred on March 10, 2015. Following the
21 interviews, U.S. Citizenship and Immigration Services (“USCIS”) issued Notices of Intent to
22 Deny Plaintiffs’ applications. Plaintiffs filed responses to those notices on April 24, 2015.

23 In light of the pending adjudication of Plaintiffs’ naturalization applications and in order
24 to allow USCIS to review Plaintiffs’ recent responses and issue a decision, the parties stipulate
25 to hold this matter in abeyance for an additional sixty (60) days, and to file status reports—or a
26 joint status report if possible—on or before June 30, 2015. The parties agree that this stipulation
27 itself has no effect on Plaintiffs’ right to seek, or Defendants’ right to oppose, attorney’s fees
28 under the Equal Access to Justice Act, 28 U.S.C. § 2412(d), or under any other legal theory,

1 authority, or precedent preserved in Plaintiffs' complaint; or on the substance of any other claim,
2 cause of action, or contention made by Plaintiff therein, or availability or non-availability of any
3 relief sought by Plaintiff thereon.

4
5 Dated: April 30, 2015

Respectfully submitted,

6 BENJAMIN B. WAGNER
7 United States Attorney

8 s/ Audrey B. Hemesath
9 AUDREY B. HEMESATH
Assistant United States Attorney

10 Attorney for Defendants

11
12 Bruce Leichty, A Professional Corporation

13 By: /s/ Bruce Leichty
14 Bruce Leichty

15 Attorney for Plaintiffs

16
17 ORDER

18
19 IT IS SO ORDERED.

20 Dated: April 30, 2015

21 /s/ Lawrence J. O'Neill
22 UNITED STATES DISTRICT JUDGE