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8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA
 10 FRESNO DIVISION

12 **TIMOTHY J. DESMOND,**
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 Plaintiff,
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 v.
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 16 **KAMALA HARRIS, in her Official**
Capacity as Attorney General of the State of
California, et al.
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 Defendants
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1:16-cv-01206-DAD-BAM
STIPULATION AND [PROPOSED]
ORDER RE EXTENSION OF TIME TO
ANSWER OR OTHERWISE RESPOND
TO COMPLAINT
 (Local Rule 144 (a))
 Courtroom: 5, 7th Floor
 Judge: Hon. Dale A. Drozd
 Action Filed: August 15, 2016

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1 Plaintiff Timothy J. Desmond and Defendants Attorney General Kamala D. Harris, in her
2 official capacity, Secretary of Food and Agriculture Karen Ross, in her official capacity, Branch
3 Chief of the Fairs and Expositions Branch John Quiroz, in his official capacity, and Chief
4 Executive Officer of the 21st District Agricultural Association John Alkire, in his official capacity
5 (collectively, “Defendants” and with Plaintiff, collectively, “the Parties”), by and through their
6 respective counsel, hereby stipulate and agree as follows:

7 WHEREAS, on August 15, 2016, Plaintiff filed his Complaint;

8 WHEREAS, pursuant to stipulation and Order of this Court, ECF No. 23, the last day for
9 Defendants to answer or otherwise respond to Plaintiff’s Complaint currently is November 9,
10 2016;

11 WHEREAS, the Parties continue to engage in good faith in settlement discussions and hope
12 to resolve this matter forthwith;

13 WHEREAS the Parties have agreed that Defendants’ time to answer or otherwise respond
14 to the Complaint shall be extended by 30 days from the current filing deadline;

15 WHEREAS, two previous extensions of time have been sought;

16 THEREFORE, in consideration of the foregoing, it is hereby stipulated that:

17 Defendants’ last day to answer or otherwise respond to Plaintiff’s Complaint shall be
18 December 9, 2016

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20 Dated: November 7, 2016

Respectfully submitted,

21 KAMALA D. HARRIS
22 Attorney General of California
23 TAMAR PACHTER
Supervising Deputy Attorney General

24 */s/ Alexandra Robert Gordon*
25 ALEXANDRA ROBERT GORDON
26 Deputy Attorney General
27 *Attorneys for Defendants*
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1 Dated: November 7, 2016

By: STAMMER, MCKNIGHT, BARNUM &
BAILEY LLP

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3 /s/ Bruce J. Berger
BRUCE J. BERGER
Attorneys for Plaintiff

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5 Dated: November 7, 2016

By: CENTER FOR INDIVIDUAL RIGHTS

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7 /s/ Michael E. Rosman
MICHAEL E. ROSMAN
Attorneys for Plaintiff

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9 ORDER

10 Having considered the Stipulation of the parties, and GOOD CAUSE APPEARING,
11 Defendants' last day to answer or otherwise respond to Plaintiff's Complaint shall be December
12 9, 2016.

13 IT IS FURTHER ORDERED THAT the Scheduling Conference is continued from
14 November 22, 2016 to Wednesday, **January 25, 2017 at 9:00 AM** in courtroom 8 (BAM) before
15 Judge McAuliffe. **A JOINT Scheduling Conference Report**, carefully prepared and executed
16 by all counsel, shall be electronically filed in full compliance with the requirements set forth in
17 the Order Setting Mandatory Scheduling Conference, one (1) full week prior to the Scheduling
18 Conference, and a copy shall be e-mailed, in Word format, to bamorders@caed.uscourts.gov.

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20 **IT IS SO ORDERED:**

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22 Dated: November 8, 2016

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE

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