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3 **UNITED STATES DISTRICT COURT**
4 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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6 **BAY.ORG, et al.,**
7 **Plaintiffs,**
8 **v.**
9 **ZINKE, et al.,**
10 **Defendants,**
11 **and**
12 **STATE WATER CONTRACTORS, et al.,**
Defendant-Intervenors.

1:17-cv-01176-LJO-EPG

**ORDER LIFTING STAY AND
SETTING AMENDED BRIEFING
SCHEDULE**

(ECF No. 85)

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14 On January 18, 2019, the Court granted Federal Defendants' Unopposed Motion for a Stay in
15 Light of Lapse of Appropriations. ECF No. 84. That Order also stated that all deadlines set in the
16 Court's September 28, 2018, Order, ECF No. 69, would be stayed until counsel for Federal Defendants
17 notified the Court that Congress had appropriated funds for the Department or enacted another
18 continuing resolution, and that at that point, all deadlines from that September 18, 2018, Order would be
19 extended commensurate with the duration of the lapse in appropriations. On January 29, 2019, Federal
20 Defendants filed a Notice of Restoration of Appropriations and Joint Proposed Schedule. ECF No. 85.
21 The parties jointly proposed that the deadline for Defendants' Oppositions/Cross-Motions for Summary
22 Judgment be extended by 35 days (the duration of the shutdown) but that the deadlines for the parties'
23 replies be extended by 42 days.¹ *Id.*

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25 ¹ The September 28, 2018, Order set February 19, 2019, as the deadline for defendants' oppositions and cross-motions for summary judgment; March 12, 2019, as the deadline for Plaintiffs' reply in support of its motion for summary judgment and opposition to cross-motions for summary judgment; and set April 2, 2019, as the deadline for defendants' replies in support

1 Good cause having been shown, the Court **LIFTS THE STAY** and **ADOPTS** the parties' joint
2 proposed schedule. Accordingly, the new deadlines are set as follows:

- 3 • Defendants' Oppositions/Cross-Motions for Summary Judgment are due **March 26, 2019**;
- 4 • Plaintiffs' Opposition/Reply in Support of their Motion for Summary Judgment is due **April 23,**
5 **2019**;
- 6 • Defendants' Replies are due **May 14, 2019**.

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8 IT IS SO ORDERED.

9 Dated: January 30, 2019

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

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of their cross-motions for summary judgment.