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11 UNITED STATES DISTRICT COURT
12
13 EASTERN DISTRICT OF CALIFORNIA

Case No.: 2:10-cv-000681 -MCE - EFB

**STIPULATION AND REQUEST FOR
EXTENSION OF TIME TO OPPOSE
DEFENDANTS' MOTIONS TO DISMISS**

Date: May 5, 2011
Time: 2:00 p.m.
Ctrm: 7

15 MARK MUNNS, CHRISTA MUNNS
16 Administrators for the separate Estate of
17 JOSHUA MUNNS, DENNIS
18 DEBRABANDER, SHARON
19 DEBRABANDER Administrators for the
20 separate Estate of JOHN YOUNG, AND LORI
21 SILVERI Administrator for the separate Estate
22 of John Cote,

(Hon. Judge Morrison C. England, Jr.)

21 On behalf of themselves as individuals and as
22 taxpayers,

23 PLAINTIFFS,

24 vs.

25 HILLARY DIANE RODHAM CLINTON, in
26 her official capacity as UNITED STATES
27 SECRETARY OF STATE; JENNIFER FOO, in
28 her official capacity;

DEFENDANTS.

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STIPULATION

WHEREAS, Defendants United States, Hillary Diane Rodham Clinton, and Jenny Foo filed and served Motions to Dismiss (the “Motions”) on March 7, 2011, and the hearing is currently scheduled for 2:00 p.m. on May 5, 2011 in Courtroom 7 of this Court;

WHEREAS, Plaintiffs’ oppositions to the Motions were due on or before March 24, 2011;

WHEREAS, on March 29, 2011, counsel for Plaintiffs contacted counsel for Defendants to request additional time to file Plaintiffs’ oppositions to the Motions and a continuance of the hearing date for the Motions based on family illness and unavailability. Further, paralegal for Plaintiffs’ counsel and the only staff member able to assist Plaintiffs’ counsel with the preparation of the Oppositions was unavailable. The paralegal was in the hospital with his four-month-old daughter who was rushed to the hospital and remained there for over seven days, and was treated for dehydration and urinary tract infection. She is now an outpatient and is still closely monitored by doctors and was referred to a gastrointestinal specialist in the Bay Area. As a consequence, the paralegal was absent and unavailable. Plaintiffs’ counsel has primary custody of his three children, two of which were ill and had to be taken from school during the week the opposition was due.

WHEREAS, on April 4, 2011, this Court granted Plaintiffs’ unopposed request for an extension of time to file their oppositions from March 24, 2011, until April 7, 2011, based on the circumstances described above, and also granted the parties’ joint request to move the hearing date from April 7, 2011, to May 5, 2011.

WHEREAS, on April 6, 2011 counsel for Plaintiffs contacted counsel for Defendants to request additional time to file Plaintiffs’ oppositions to the Motions and a

1 continuance of the hearing date for the Motions based on the circumstances describe
2 above.

3 WHEREAS, Defendants do not oppose Plaintiffs’ request for an extension of time
4 to file their opposition;

5 IT IS HEREBY STIPULATED and agreed to by and between the parties, through
6 their respective counsel of record, that Plaintiffs’ Oppositions to the Motions shall be
7 filed with this Court no later than April 11, 2011.
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9 Dated: April 8, 2011

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13 By: _____/s/_____
14 WILLIAM W. PALMER
15 *Attorney for Plaintiffs*

16 Dated: April 8, 2011

United States Department of Justice, Civil Division

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18
19 By: _____/s/_____
20 SIEGMUND FUCHS
21 *Attorney for Defendants*

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ORDER

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED:

Plaintiffs' Oppositions to the Motions shall be filed with this Court no later than April 11, 2011.

Date: April 11, 2011


MORRISON C. ENGLAND, JR
UNITED STATES DISTRICT JUDGE