

1 BENJAMIN B. WAGNER  
 United States Attorney  
 2 AUDREY B. HEMESATH  
 Assistant United States Attorney  
 3 501 I Street, Suite 10-100  
 Sacramento, California 95814  
 4 Telephone: (916) 554-2729

5 Attorneys for Defendants

6

7 **IN THE UNITED STATES DISTRICT COURT FOR THE**  
 8 **EASTERN DISTRICT OF CALIFORNIA**

9 DAVID MUGOMOKE, )  
 )  
 10 Plaintiff, )  
 )  
 11 v. )  
 )  
 12 Eric H. Holder, Jr., Attorney General, et al., )  
 )  
 13 Defendants. )  
 )

No. 2:10-cv-2166 FCD DAD  
 JOINT STIPULATION AND ORDER RE:  
 EXTENSION OF TIME TO ANSWER  
 COMPLAINT AND FOR FILING OF  
 JOINT SCHEDULING REPORT

14

15

16 This is an immigration case seeking mandamus and declaratory relief with regard to  
 17 plaintiff's application for adjustment of status. The government requests an additional 14 days  
 18 to prepare its answer to the complaint and/or file a dispositive pleading. As well, the parties  
 19 request that the time for submission of the joint scheduling report be extended 14 days as well.  
 20 Accordingly, the parties stipulate that the time for filing the government's answer and/or  
 21 dispositive pleading and the joint scheduling report be extended to November 15, 2010.

21

22

23 Dated: October 25, 2010

BENJAMIN B. WAGNER  
 United States Attorney

24

25

By: /s/Audrey Hemesath  
 Audrey B. Hemesath  
 Assistant U.S. Attorney  
 Attorneys for the Defendants

26

27

28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

By: /s/ Khoa Dang Bui  
Khoa Dang Bui  
Attorney for the Plaintiff

ORDER

Pursuant to this Joint Stipulation and for the reasons stated therein, it is hereby ordered that the answer/dispositive pleading date and the joint scheduling report are due on November 15, 2010.

IT IS SO ORDERED.

DATED: October 26, 2010

  
FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE