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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. )  
 )  
 14 \_\_\_\_\_ )

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

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17 This is an immigration case seeking mandamus and declaratory relief with regard to  
 18 plaintiff's application for adjustment of status. The parties have previously stipulated to one 14-  
 19 day extension of time, until November 15, 2010. The government now requests an additional 7  
 20 days to prepare its answer to the complaint and/or file a dispositive pleading. As well, the  
 21 parties request that the time for submission of the joint scheduling report be extended 7 days as  
 22 well. Accordingly, the parties stipulate that the time for filing the government's answer and/or  
 dispositive pleading and the joint scheduling report be extended to November 22, 2010.

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Dated: November 10, 2010

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BENJAMIN B. WAGNER  
 United States Attorney

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

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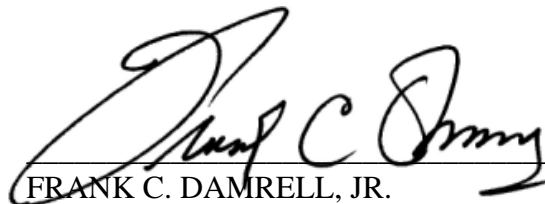
By: /s/ Khoa Dang Bui  
Khoa Dang Bui  
Attorney for the Plaintiff

**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 22, 2010.

IT IS SO ORDERED.

DATED: November 10, 2010

  
FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE