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Attorneys for Defendants

14 **IN THE UNITED STATES DISTRICT COURT**
 15 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

16 CENTER FOR BIOLOGICAL
 17 DIVERSITY, a non-profit corporation,
 18 Plaintiff,
 19 v.
 20 MIKE CRAWLEY, in his official capacity
 21 as District Ranger for the Bridgeport Ranger
 22 District, and UNITED STATES FOREST
 23 SERVICE, an agency of the Department of
 24 Agriculture,
 25 Defendants.

Case No. 2:10-cv-02830-WBS-JFM

**SECOND STIPULATION TO AMEND
 RECORD SUPPLEMENTATION
 BRIEFING SCHEDULE**

1 Pursuant to Local Rule 143, Plaintiff and Defendants in the above-captioned case, by and
2 through their attorneys, have conferred and hereby STIPULATE as follows:

3 1. On October 20, 2010, Plaintiff initiated the instant litigation (Dkt. No. 1), and on January
4 4, 2011, Defendants filed their Answer (Dkt. No. 15).

5 2. Defendants lodged the Administrative Record on March 24, 2011. Dkt. No. 22.

6 3. On April 1, 2011, the Court set a Pretrial Schedule requiring Plaintiff to file any motion
7 to augment the Administrative Record by May 27, 2011. Dkt. No. 24.

8 4. On May 11, 2011, Plaintiff provided Defendants with a letter setting forth Plaintiff's
9 concerns regarding the scope and content of the Record, and on May 20, 2011, Defendants provided a
10 response. On May 23, 2011, Plaintiff requested further clarification of Defendants' response;
11 Defendants expect to provide a written response to Plaintiff's May 23 letter by June 13, 2011.

12 5. On May 27, 2011, the Court granted parties' stipulation to extend the record
13 augmentation briefing scheduling, and Plaintiff's brief is currently due next Wednesday, June 15.

14 5. Although parties have not yet reached an agreement as to the issues raised by Plaintiff,
15 parties remain in negotiation, and parties believe extending the current June 15, 2011 deadline for
16 Plaintiff's motion to augment the Record may allow parties to resolve the remaining record issues
17 without seeking relief from the Court. In order to allow these discussions to continue and in the interest
18 of judicial economy, parties stipulate to a sixteen-day extension for Plaintiff's motion.

19 6. Accordingly, parties stipulate to the following schedule for record-related briefing:

20 **Plaintiff's motion to augment the record will be due July 1, 2011;**

21 **Defendants' responsive brief regarding record augmentation will be due July 15, 2011;**

22 **Plaintiff's reply will be due July 22, 2011.**

23 7. Further, parties agree that if record-related briefing is necessary, parties will jointly seek
24 to amend the April 1, 2011 Pretrial Schedule to extend the deadlines therein as appropriate.

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27 Respectfully submitted,

28 Dated: June 10, 2011

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/s/ Cynthia Tuell
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Attorneys for Defendants

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2 IT IS SO ORDERED this 10th day of June, 2011.

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4 WILLIAM B. SHUBB
5 UNITED STATES DISTRICT JUDGE

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9 **CERTIFICATE OF SERVICE**

10 I hereby certify that I have caused the foregoing to be served upon counsel of record, as indicated
11 below, through the Court's electronic service system (ECF/CM):

12 Kathryn M. Liberatore
13 Email: Kathryn.Liberatore@usdoj.gov
14 Attorney for Defendants

15 Dated: June 10, 2011

16 /s/ Cynthia Tuell
17 Attorney for Plaintiff