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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION**

CACHIL DEHE BAND OF WINTUN  
INDIANS OF THE COLUSA INDIAN  
COMMUNITY, a federally recognized Indian  
Tribe,

*Plaintiff,*

v.

SALLY JEWELL, Secretary of the Interior, *et*  
*al.*,

*Defendants.*

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UNITED AUBURN INDIAN COMMUNITY  
OF THE AUBURN RANCHERIA,

*Plaintiff,*

v.

SALLY JEWELL, Secretary of the Interior, *et*  
*al.*,

*Defendants.*

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CASE NO. 2:12-CV-03021-TLN-AC

**STIPULATION AND ORDER TO  
MODIFY ORDER GOVERNING  
FURTHER PROCEEDINGS (DOCKET  
NO. 69)**

1 CITIZENS FOR A BETTER WAY, *et al.*,  
2 *Plaintiffs*,  
3 v.  
4 UNITED STATES DEPARTMENT OF THE  
5 INTERIOR, *et al.*,  
6 *Defendants*.

7  
8 The parties, plaintiffs UNITED AUBURN INDIAN COMMUNITY OF THE AUBURN  
9 RANCHERIA (“UAIC”), CACHIL DEHE BAND OF WINTUN INDIANS OF THE COLUSA  
10 INDIAN COMMUNITY (“Colusa”), CITIZENS FOR A BETTER WAY, ET AL. (“Citizens”),  
11 and defendants THE ESTOM YUMEKA MAIDU TRIBE OF THE ENTERPRISE  
12 RANCHERIA, CALIFORNIA (“Enterprise”), and defendants SALLY JEWELL,<sup>1</sup> ET AL.  
13 (“Federal Defendants”), hereby stipulate and request that the Court issue the following order to  
14 modify the Stipulation and Order Governing Further Proceedings (Docket No. 69, entered  
15 Mar. 4, 2013) (“Stipulated Order”) in these consolidated cases:

16 Paragraph 4 of the Stipulated Order shall be modified to extend the period for filing  
17 objections, including motions to supplement, the Administrative Record from 60 to 90 days, to  
18 read as follows:

19 4. Federal Defendants shall lodge the certified Administrative Record with the Court  
20 on or before May 17, 2013. The Parties may by agreement extend said deadline, which  
21 agreement shall not be unreasonably withheld. Any objections to, including motions to  
22 supplement, the Administrative Record shall be filed on or before the 90th day following lodging  
23 of the certified Administrative Record. The Parties shall meet and confer to resolve conflicts  
24 pertaining to the Administrative Record, if any, prior to filing motions with the Court, which  
25 motion(s) shall be calendared on the earliest available date.

26 \_\_\_\_\_  
27 <sup>1</sup> Sally Jewell replaced Kenneth L. Salazar as Secretary of the Interior on April 12, 2013,  
and is “automatically substituted” as a defendant in this action. *See* FED. R. CIV. P. 25(d).

1 Paragraph 5 of the Stipulated Order shall be modified to extend the period for filing  
2 Plaintiffs' Motion(s) for Summary Judgment from 60 to 90 days after the lodging of the certified  
3 Administrative Record, to read as follows:

4 5. Plaintiffs' Motion(s) for Summary Judgment shall be filed on or before the later  
5 of 90 days after the lodging of the certified Administrative Record, or 30 days after resolution by  
6 the Court of any objections to, including motions to supplement, the Administrative Record.  
7 Plaintiffs shall calendar the hearing on their Motion(s) for Summary Judgment on the first  
8 available hearing date on or after the 90th day following filing of the last-filed Motion for  
9 Summary Judgment. Federal Defendants' Combined Cross-Motion(s) for Summary Judgment  
10 and Opposition(s) to Plaintiffs' Motion(s) for Summary Judgment shall be filed no later than 30  
11 days after the last-filed Motion for Summary Judgment. Plaintiffs' Combined Opposition(s) to  
12 Defendants' Cross-Motion for Summary Judgment and Reply(ies), if any, in support of their  
13 Motion(s) for Summary Judgment shall be filed no later than 30 days thereafter. Federal  
14 Defendants' Reply(ies), if any, in support of their Cross-Motion(s) for Summary Judgment shall  
15 be filed no later than 14 days thereafter.

16 The remaining provisions of the Stipulated Order shall remain unchanged.

17  
18 DATED: June 4, 2013

Respectfully submitted,

19 /s/ Thomas F. Gede

20 Thomas F. Gede (Cal. Bar. No. 99295)

21 tom.gede@bingham.com

BINGHAM MCCUTCHEN LLP

22 980 9th Street, Suite 2140

Sacramento, CA 95814

–AND–

23 3 Embarcadero Center

San Francisco, CA 94111

24 Telephone: 415.393.2132

Facsimile: 415.262.9213

25 *Counsel for Plaintiff United Auburn Indian*  
26 *Community of the Auburn Rancheria*

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/s/ George Forman (authorized on June 3, 2013)  
George Forman (Cal. Bar No. 047822)  
george@gformanlaw.com  
FORMAN & ASSOCIATES  
4340 Redwood Hwy, Suite E352  
San Rafael, CA 94903  
Telephone: (415) 491-2310  
Facsimile: (415) 291-2313

*Counsel for Plaintiff Cachil Dehe Band of Wintun  
Indians of the Colusa Indian Community*

/s/ Benjamin S. Sharp (authorized on May 31, 2013)  
Benjamin S. Sharp (*pro hac vice*)  
bsharp@perkinscoie.com  
PERKINS COIE LLP  
700 13th Street, NW, Suite 600  
Washington, DC 20005  
Telephone: (202) 434-1615  
Facsimile: (202) 654-6211

*Counsel for Plaintiffs Citizens for a Better Way, et  
al.*

/s/ Peter K. Dykema (authorized on June 4, 2013)  
Peter K. Dykema  
peter.dykema@usdoj.gov  
Trial Attorney  
U.S. Department of Justice  
Environment and Natural Resources Division  
Natural Resources Section  
P.O. Box 663  
Washington, DC 20044-0663  
Telephone: (202) 305-0436  
Facsimile: (202) 305-0506

*Counsel for Federal Defendants*

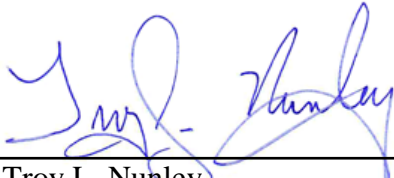
/s/ Nicholas C. Yost (authorized on June 3, 2013)  
Nicholas C. Yost (Cal Bar. No. 35297)  
nicholas.yost@snrdenton.com  
DENTONS US LLP  
525 Market Street, 26th Floor  
San Francisco, CA 94105  
Telephone: (415) 882-2440  
Facsimile: (415) 882-0300

*Counsel for Defendant-Intervenor Estom Yumeka  
Maidu Tribe of the Enterprise Rancheria,  
California*

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IT IS SO ORDERED.

Dated: June 4, 2013



Troy L. Nunley  
United States District Judge