

1 BENJAMIN B. WAGNER  
United States Attorney  
2 YOSHINORI H. T. HIMEL #66194  
Assistant United States Attorney  
3 501 I Street, Suite 10-100  
Sacramento, CA 95814  
4 Telephone: (916) 554-2760  
Facsimile: (916) 554-2900  
5 yoshinori.himel@usdoj.gov

6 Attorneys for Defendant. Central Intelligence Agency  
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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 PHILIP LEE MOSIER,  
12 Plaintiff,  
13 v.  
14 CENTRAL INTELLIGENCE AGENCY,  
15 Defendant.  
16

CASE NO. 2:13-CV-744-MCE-KJN

**STIPULATION AND ORDER  
RESETTING FILING DEADLINES FOR  
UNDISPUTED FACT STATEMENTS  
AND RESPONSES THERETO**

Date: October 3, 2013  
Time: 2:00 PM  
Ctrm: 7 (Judge England)

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18 The parties, through their undersigned counsel, hereby stipulate, and request Court approval, that  
19 the Statements of Undisputed Facts and responses thereto required by Minutes filed July 24, 2013, as  
20 modified by Order filed August 5, 2013, be due as follows: Statements of Undisputed Facts filed by  
21 September 9, 2013, at 12:00 noon; and Responses to Statements of Undisputed Facts filed by October 1,  
22 2013.

23 The reason for the delay in the Statements of Undisputed Facts is that plaintiff's counsel planned  
24 to be away from work for August, and in fact was away from work for August, because his daughter was  
25 due and was born early that month. This schedule gave him his first five working days back in the office  
26 to make his statement. The reason for the interval between the Statements of Undisputed Facts and the  
27 Responses is that defense counsel is on leave from September 10 until September 27, inclusive; this  
28 schedule gives him only two working days to make his response.

1 A different filing schedule for these items was agreed between counsel by Stipulation filed July  
2 25, 2013. By Order filed August 5, 2013, the Court rescheduled the motion hearing for October 3, 2013,  
3 declined to reschedule it for October 17, and did not specify dates for the Statements of Undisputed  
4 Facts and the Responses thereto. The stipulated filing schedule represents counsel's best effort to adapt  
5 to the October 3 hearing date.

6 Dated: September 9, 2013

SOFER LAW

7 /s/ Avner D. Sofer (as authorized 9/9/13)

AVNER D. SOFER

8 Dated: September 7, 2013

BENJAMIN B. WAGNER

United States Attorney

9 /s/ YHimel

10 YOSHINORI H. T. HIMEL


Assistant United States Attorney

11  
12  
13 ORDER

14 Upon the parties' stipulation, each party's Separate Statement of Undisputed Facts is due to be  
15 filed no later than September 9, 2013, at 12:00 noon; and each party's Response to Statement of  
16 Undisputed Facts is due to be filed no later than October 1, 2013.

17 IT IS SO ORDERED.

18 Dated: September 12, 2013

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21 MORRISON C. ENGLAND, JR., CHIEF JUDGE  
22 UNITED STATES DISTRICT COURT  
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