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22 **IN THE DISTRICT COURT FOR THE**  
23 **EASTERN DISTRICT OF CALIFORNIA**

24 SAFARI CLUB INTERNATIONAL ) 2:14-cv-01856-GEB-AC  
25 )  
26 Plaintiff, )  
27 ) **STIPULATION REGARDING**  
28 ) **RESCHEDULE HEARING AND**  
29 v. ) **BRIEFING ON MOTION TO**  
30 ) **DISMISS, AND POSTPONING**  
31 KAMALA D. HARRIS, in her official ) **FILING OF STATUS REPORT**  
32 capacity as the Attorney General of ) **AND SCHEDULING**  
33 California; CHARLTON H. BONHAM, ) **CONFERENCE**  
34 in his official capacity as the Director of ) **(Local Rule 143, 144(a), 230(f))**  
35 the California Department of Fish and )  
36 Wildlife )  
37 ) Courtroom: 10, 13th Floor  
38 Defendants. ) Judge: Hon. Garland E. Burrell, Jr.  
39 ) Submitted on Record  
40 ) Action Filed: August 6, 2014  
41 )  
42 )  
43 )  
44 )  
45 )

1  
2 Plaintiff Safari Club International and Defendants Attorney General Kamala D. Harris  
3 and Director Charlton H. Bonham (“Defendants,” and collectively with plaintiff, the “Parties”),  
4 by and through their respective counsel, jointly submit for approval this stipulation regarding (1)  
5 the rescheduling of the hearing and briefing on Defendants’ motion to dismiss (Dkt. 15); (2)  
6 postponement of the discovery plan, the status report, and scheduling conference (currently set  
7 for November 10, 2014); and (3) granting of Defendants’ October 6 request for judicial notice.  
8

9 In support, the Parties state the following:

10 WHEREAS, on August 6, 2014, Plaintiff filed its Complaint for Declaratory and  
11 Injunctive Relief.

12 WHEREAS, on October 6, 2014, Defendants filed a Motion to Dismiss Plaintiff’s  
13 Complaint and a Request for Judicial Notice. The Defendants noticed a hearing on the Motion to  
14 Dismiss and Request for Judicial Notice for November 17, 2014. Under Local Rule 230(c) and  
15 (d), Plaintiff’s opposition to the Motion to Dismiss would be due on November 3, 2014, and  
16 Defendants’ reply would be due on November 10, 2014.

17 WHEREAS, due to the complexity of the issues presented and the dispositive nature of  
18 the motion to dismiss, Plaintiff requires additional time to prepare an opposition to this motion.

19 WHEREAS, the available hearing dates in December 2014 do not work for either party  
20 because of commitments in other cases. The Parties have determined that February 2, 2015, is a  
21 workable and available hearing date.

22 WHEREAS, the only previous extension in this case was a 28-day extension to October 6,  
23 2014 for the Defendants to answer or otherwise respond to Plaintiff’s Complaint (Dkt. 14).  
24

1           WHEREAS, due to the complexity of the issues presented and the dispositive nature of  
2 the motion to dismiss, Plaintiff anticipates that it needs an extended oral argument of 15 minutes  
3 and although Defendants do not believe that extended oral argument is warranted, Defendants  
4 would like a comparable amount of time as granted to Plaintiffs.

5           WHEREAS, Plaintiff does not oppose the Defendants' Request for Judicial Notice filed  
6 on October 6, 2014.

7           WHEREAS, due to the pending motion to dismiss Plaintiff's complaint, the Parties  
8 believe that the preparation of a discovery plan on October 20, filing of a joint status report by  
9 October 27, and holding of a status (pretrial scheduling) conference on November 10 are  
10 premature and, in the interests of efficiency and conservation of judicial and party resources,  
11 should be postponed until after the Court has resolved the motion to dismiss.  
12

13           WHEREAS, if the Court denies the motion to dismiss, the Parties will confer and propose  
14 new dates for the discovery plan, joint status report, and scheduling conference.

15           THEREFORE, pursuant to Local Rules 143, 144, and 230, and in consideration of the  
16 foregoing, the Parties respectfully request approval of this stipulation to grant the following  
17 relief:

18           The hearing on the Motion to Dismiss is rescheduled to February 2, 2015, at 9:00 a.m. in  
19 Courtroom 10, and each party shall have 15 minutes to argue.

20           The pretrial scheduling conference, currently scheduled for November 10, 2014, is  
21 rescheduled for April 20, 2015, at 9:00 a.m. A joint status report shall be filed fourteen days  
22 prior to the hearing.  
23  
24  
25

1 The Defendants' unopposed request for Judicial Notice filed on October 6, 2014 is  
2 granted.

3 Dated this 15th day of October, 2014.

4 Respectfully submitted,

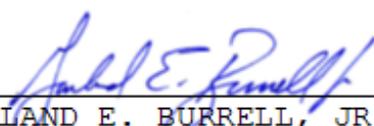
5  
6 */s/ Douglas S. Burdin*  
7 DOUGLAS S. BURDIN  
8 SAFARI CLUB INTERNATIONAL  
9 (D.C. Bar No. 434107)  
10 Pro hac vice granted  
11 *Attorney for Plaintiff Safari Club*  
12 *International*

13  
14 KAMALA D. HARRIS  
15 Attorney General of California  
16 TAMAR PACHTER  
17 Supervising Deputy Attorney General

18  
19 */s/ Alexandra Robert Gordon*  
20 ALEXANDRA ROBERT GORDON  
21 Deputy Attorney General  
22 *Attorneys for Defendants Attorney General*  
23 *Harris & Director Bonham*

24  
25 **IT IS SO ORDERED,**

Dated: October 16, 2014

  
\_\_\_\_\_  
GARLAND E. BURRELL, JR.  
Senior United States District Judge