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6 Attorneys for Defendants

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 8 IN THE UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA

10 CONSOLIDATED TRIBAL HEALTH  
 11 PROJECT, INC,

CASE NO. 2:16-cv-01546-JAM-AC

12 Plaintiff,

13 v.

**STIPULATION TO A 2-MONTH  
 STAY OF PROCEEDINGS AND  
 ORDER**

14 UNITED STATES OF AMERICA, SYLVIA  
 BURWELL, in her official capacity as  
 15 Secretary, U.S. Department of Health & Human  
 Services, MARY SMITH, in her official  
 16 capacity as Director, Indian Health Service,

17 Defendants.

18  
 19 Plaintiff Consolidated Tribal Health Project, Inc., and Defendants United States of  
 20 America, Sylvia Burwell, Secretary of the United States Department of Health and Human  
 21 Services, and Mary Smith, Principal Deputy Director of the Indian Health Service, by and  
 22 through their attorneys of record, hereby stipulate, subject to approval by the Court, to a further  
 23 2-month stay of proceedings in light of the fact that the parties have been fruitfully engaged in  
 24 settlement discussions in this matter and have made significant progress towards that settlement,  
 25 but need more time to come to resolution of these claims.

26 The parties also jointly ask the Court to relieve the parties of their obligation to file a  
 27 joint status report until after the expiration of the 2-month stay of proceedings. If the parties are  
 28 unable to resolve this matter by January 23, 2017, the defendants will file a responsive pleading

1 to the Complaint no later than January 30, 2017, and the parties will prepare and file a joint  
2 status report no later than February 6, 2017. The parties have agreed not to exchange Initial  
3 Disclosures at this time and will address the exchange of Initial Disclosures in their joint status  
4 report if this matter is not resolved through the parties' settlement discussions.

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6 Dated: November 22, 2016

Respectfully submitted,

7 PHILLIP A. TALBERT  
8 Acting United States Attorney

9 /s/ Edward A. Olsen  
10 EDWARD A. OLSEN  
11 Assistant United States Attorney  
12 Attorneys for Defendants

13 Dated: November 22, 2016

HOBBS, STRAUS, DEAN & WALKER, LLP

14 /s/ Adam P. Bailey  
15 ADAM P. BAILEY  
16 GEOFFREY D. STROMMER  
17 Attorneys for Plaintiff

18 **ORDER**

19 Pursuant to stipulation, IT IS SO ORDERED.

20  
21 Dated: 11/28/2016

/s/ John A. Mendez  
22 JOHN A. MENDEZ  
23 UNITED STATES DISTRICT COURT JUDGE  
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