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 individually and in his capacity as Siskiyou
 7 County Sheriff, Colleen Setzer, individually
 and in her capacity as Siskiyou County Clerk, and
 8 the County of Siskiyou

9 [Additional Counsel on Next Page]

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11 IN THE UNITED STATES DISTRICT COURT
 12 IN AND FOR THE EASTERN DISTRICT OF CALIFORNIA

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14 JESSE VANG; WANG CHANG; JOUA
 CHAO MOUA; ALEXANDER VANG;
 15 DANG XIONG; DOLLARSAI YURGH;
 JOUA YENG VANG; MANISY MOUA;
 16 POUA VANG; RICHARD VANG; and
 DOES 1-200,

Case No.: 2:16-cv-02172-JAM-CMK

**JOINT STIPULATION TO CONTINUE
 DEADLINE TO FILE JOINT STATUS
 REPORT**

Complaint Filed: September 12, 2016

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Plaintiffs,

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vs.

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SHERIFF JON LOPEY, individually and in
 his capacity as Sheriff for the COUNTY OF
 20 SISKIYOU; COLLEEN SETZER,
 individually and in her capacity as Clerk for
 the COUNTY OF SISKIYOU; ALEX
 21 NISHIMURA, individually and in his
 capacity as an agent of the CALIFORNIA
 22 SECRETARY OF STATE; the COUNTY OF
 23 SISKIYOU; CALIFORNIA DEPARTMENT
 OF FORESTRY AND FIRE PROTECTION;
 24 Does 1-20, in their individual capacity; and
 DOES 1-20, inclusive

**[FEES EXEMPT PURSUANT TO
 GOVERNMENT CODE SECTION 6103]**

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Defendants,

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1 KAMALA D. HARRIS
Attorney General of California
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Supervising Deputy Attorney General
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9 Attorneys for Defendants,
Alex Nishimura and California
10 Department of Forestry and Fire Protection

11 Kyndra S. Miller, SBN 224343
Randolph E. Daar, SBN 88195
12 Brian Ford, SBN 305023
506 Broadway
13 San Francisco, CA 94133
Telephone: (415) 986-5591

14 Attorneys for Plaintiffs
15

16 Plaintiffs and Defendants Sheriff Jon Lopey, individually and in his capacity as Siskiyou
17 County Sheriff, Clerk Colleen Setzer, individually and in her capacity as Siskiyou County Clerk,
18 the County of Siskiyou, Alex Nishimura, individually and in his capacity as an agent of the
19 California Secretary of State, and the California Department of Forestry and Fire Protection

20 HEREBY STIPULATE AND AGREE as follows:

21 1. Defendants Sheriff Jon Lopey, Clerk Colleen Setzer, and the County of Siskiyou
22 have filed a Motion to Dismiss Pursuant to Fed R. Civ. P. 12(b)(6) and a Special Motion to Strike
23 Plaintiffs' Complaint Pursuant to Cal. Code Civ. Proc. § 425.16 (West 2016). The Court vacated the
24 November 15, 2016 hearing date on November 9, 2016, having determined that the motion be
25 ordered submitted without appearance and without argument pursuant to Local Rule 230(g). The
26 rulings are pending;

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2. Defendant Alex Nishimura filed his Answer to Complaint on October 6, 2016;

3. Defendant California Department of Forestry and Fire Protection (CAL FIRE) has not yet filed an Answer or responsive pleading to Plaintiffs' Complaint; on November 7, 2016, CAL FIRE and Plaintiffs entered into a stipulation to extend the time for Cal Fire to respond to the complaint to December 8, 2016;

4. Based on the procedural status of the case and the fact that the pleadings have not yet been finalized, the parties agree to continue the time to file their Joint Status Report, agree to vacate the November 14, 2016 filing deadline, and further agree that the Joint Status Report with Rule 26(f) discovery plan should be filed by February 10, 2017.

This is the first stipulation for a continuance of this filing deadline between the parties.

Dated: November 10, 2016

KYNDRA S. MILLER
RANDOLPH E. DAAR
BRIAN FORD

By: /s/ Kyndra S. Miller
Kyndra S. Miller
Randolph E. Daar
Brian Ford
Attorneys for Plaintiffs

Dated: November 10, 2016

SPINELLI, DONALD & NOTT

By: /s/ Domenic D. Spinelli
DOMENIC D. SPINELLI
ALISON W. WINTER
AMY E. WILLIAMS
Attorney for Defendants,
Sheriff Jon Lopey, individually and
in his capacity as Siskiyou County
Sheriff, Colleen Setzer, individually
and in her capacity as Siskiyou County
Clerk, and the County of Siskiyou

1 Date: November 10, 2016

KAMALA D. HARRIS
Attorney General of California

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4 By: /s/ Allison Goldsmith
5 ALLISON GOLDSMITH
6 Deputy Attorney General
7 Attorneys for Defendant
8 Alex Nishimura and
9 California Department of Forestry and
10 Fire Protection

11 **ORDER**

12 Pursuant to the parties' stipulation and good cause showing:

- 13 1. The current November 14, 2016 deadline for the parties to file their Joint Status
14 Report with Rule 26 discovery plan is vacated.
- 15 2. The parties are ordered to file their Joint Status Report with Rule 26 discovery plan
16 on or before February 10, 2017.

17 Dated: 11/10/2016

/s/ John A. Mendez
Judge John A. Mendez
United States District Court Judge
Eastern District of California