

1 KAMALA D. HARRIS
 Attorney General of California
 2 RANDY BARROW
 MARK R. BECKINGTON
 3 GAVIN G. MCCABE
 Supervising Deputy Attorneys General
 4 ALLISON GOLDSMITH (SBN 238263)
 MARC N. MELNICK (SBN 168187)
 5 GEORGE WATERS (SBN 88295)
 Deputy Attorneys General
 6 1515 Clay Street, 20th Floor
 P.O. Box 70550
 7 Oakland, CA 94612-0550
 Telephone: (510) 879-0750
 8 Fax: (510) 622-2270
 E-mail: Marc.Melnick@doj.ca.gov
 9 *Attorneys for Defendants California Department of
 Forestry and Fire Protection and Alex Nishimura*

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

14 **JESSE VANG et al.,**
 15
 16 Plaintiffs,
 17
 18 **SHERIFF JON LOPEY et al.,**
 19 Defendants.

No. 2:16-CV-02172-JAM-CMK

**STIPULATION AND ORDER TO
 EXTEND TIME FOR CAL FIRE TO
 RESPOND TO COMPLAINT**

Dept: 6
 Judge: The Honorable John A.
 Mendez
 Trial Date: None Set
 Action Filed: 9/12/2016

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1 Plaintiffs Jesse Vang et al. and defendant California Department of Forestry and Fire
2 Protection (“CAL FIRE”) have previously stipulated to extend the time for CAL FIRE to respond
3 to the complaint by twenty-eight (28) days, to December 8, 2016. The parties are awaiting the
4 Court’s ruling on the motion to dismiss and the motion to strike filed by defendants Sheriff Jon
5 Lopey, Colleen Setzer, and County of Siskiyou (collectively, “Siskiyou County Defendants”);
6 those motions were set for hearing on November 15, 2016. The Court ordered the motions
7 submitted without appearance and without argument. The Court has not yet ruled on those
8 motions. The Court’s ruling on those motions may cause Plaintiffs to file an amended complaint.

9 Pursuant to Rule 144(a) of the Local Rules of Practice for the United States District Court,
10 Eastern District of California, therefore, Plaintiffs, CAL FIRE, Siskiyou County, and defendant
11 Alex Nishimura hereby stipulate to extend the time for CAL FIRE to respond to the complaint by
12 a further thirty (30) days, to January 7, 2017. If Plaintiffs file an amended complaint, the time to
13 respond shall be set by rule or by the Court, and may be extended by stipulation or by the Court.
14 By executing this stipulation, the parties do not waive any arguments they may have in this case.

15 Respectfully Submitted,

16 Dated: December 1, 2016

17
18 /s/ *Kyndra S. Miller* (as authorized on
12/1/16)

19 KYNDRA S. MILLER
20 *Attorney for Plaintiffs*

21 Dated: December 1, 2016

KAMALA D. HARRIS
Attorney General of California

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23 /s/ *Marc N. Melnick*

24 MARC N. MELNICK
25 Deputy Attorney General
26 *Attorneys for Defendants California
Department of Forestry and Fire Protection
and Alex Nishimura*

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Dated: December 1, 2016

SPINELLI, DONALD & NOTT

/s/ Domenic C. Spinelli (as authorized on
12/1/16)

DOMENIC C. SPINELLI
Attorneys for Siskiyou County Defendants

IT IS SO ORDERED. Defendant California Department of Forestry and Fire Protection's
time to respond to the complaint is extended to January 7, 2017.

Dated: 12/2/2016

/s/ John A. Mendez
JOHN A. MENDEZ
United States District Court Judge

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