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6 Attorneys for Defendants  
 7 JOHN D. SWEENEY and POINT BUCKLER CLUB, LLC (also sued as Point Buckler, LLC)

8 UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA

10 CALIFORNIA RIVER WATCH,  
 11 Plaintiff,  
 12 v.  
 13 JOHN DONNELLY SWEENEY; POINT  
 14 BUCKLER, LLC; POINT BUCKLER CLUB,  
 15 LLC; DOES 1 through 10, inclusive;  
 16 Defendants.  
 17

No. 2:16-CV-02972-KJM-KJN  
 STIPULATION EXTENDING TIME TO  
 ANSWER AND REQUESTING  
 RESCHEDULING OF STATUS  
 (PRETRIAL SCHEDULING)  
 CONFERENCE  
 ORDER  
 Courtroom: 3  
 Hon. Kimberly J. Mueller

1 **STIPULATION**

2 Plaintiff California River Watch (“Plaintiff”) and Defendants John D. Sweeney and Point  
3 Buckler Club, LLC (also sued as Point Buckler, LLC) (collectively “Defendants”) hereby stipulate  
4 as follows:

5 1. On June 29, 2017, the Court scheduled a settlement conference for October 17, 2017  
6 in the case of *United States v. Sweeney*, No. 2:17-cv-00112-KJM-KJN. (ECF Doc 20 at 9.) The  
7 settlement conference is to be held before Judge Newman.

8 2. On September 6, 2017, the Court scheduled the Status (Pretrial Scheduling)  
9 Conference in this matter for October 26, 2017 at 2:30 p.m. (ECF Doc. 39.)

10 3. On September 25, 2017, the Court denied Defendants’ motion to dismiss, and ordered  
11 Defendants to answer within fourteen days, which because of the Columbus Day closure puts the  
12 deadline at October 10, 2017. (ECF Doc. 40.)

13 4. On October 3, 2017, counsel for Defendants contacted counsel for Plaintiff and  
14 requested an extension of time. Since then counsel have been conferring by e-mail and telephone,  
15 and have discussed settlement as well as an extension of time.

16 5. The parties agree that the settlement conference in *United States v. Sweeney* may  
17 prove beneficial to settlement discussions in this matter. Both *United States v. Sweeney* and this  
18 matter concern activities undertaken by Defendants at Point Buckler Island.

19 6. Because the United States is demanding that work be done on the island, additional  
20 time beyond the settlement conference may be needed to work out the details of a settlement.

21 7. The Parties request that the Status (Pretrial Scheduling) Conference now scheduled in  
22 this matter for October 26, 2017 at 2:30 p.m. be rescheduled for November 16, 2017 at 2:30 p.m., or  
23 at a later date if that date is inconvenient for the Court.

24 8. The Parties stipulate that Defendants may have until November 30, 2017 to answer or  
25 otherwise respond to the complaint in this matter.

1 DATED: October 9, 2017

BRISCOE IVESTER & BAZEL LLP

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3 

4 By: \_\_\_\_\_

Lawrence S. Bazel  
Attorneys for Defendants JOHN D. SWEENEY  
and POINT BUCKLER CLUB, LLC (also sued as  
Point Buckler, LLC)

8 DATED: October 9, 2017

LAW OFFICE OF EDWARD E. YATES

10 By: /s/ Edward E. Yates, authorized on October 9, 2017  
11 Edward E. Yates  
12 Attorney for Plaintiff  
CALIFORNIA RIVER WATCH

13 The Status (Pretrial Scheduling) Conference now scheduled in this matter for October 26,  
14 2017 at 2:30 p.m. is hereby rescheduled for November 30, 2017, at 2:30 p.m. Defendants may have  
15 until November 30, 2017 to answer or otherwise respond to the complaint in this matter.

16 IT IS SO ORDERED.

17 DATED: October 16, 2017.

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19 \_\_\_\_\_  
UNITED STATES DISTRICT JUDGE