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11 Attorney for Plaintiffs

12  
 13 IN THE UNITED STATES DISTRICT COURT  
 14 EASTERN DISTRICT OF CALIFORNIA

15 WENDY DEL ROSA AND ALTURAS  
 INDIAN RANCHERIA, et al.,

16 Plaintiffs,

17 v.

18 RYAN ZINKE, Secretary of the United States  
 Department of the Interior, et al.

19 Defendants.

CASE NO. 2:17-CV-01750-TLN-CMK

**STIPULATION AND ORDER FOR  
 EXTENSION OF TIME TO RESPOND TO  
 COMPLAINT, and TO FILE JOINT  
 STATUS REPORT**

**[E.D. Cal. Local Rule 144(a)]**

21  
 22 Plaintiffs served their complaint in this matter on the United States Attorney's Office on or about  
 23 August 24, 2017. Pursuant to Federal Rule of Civil Procedure 4(i), the United States' responsive  
 24 pleading was due on October 23, 2017. Defendants previously filed a notice of related case (Dkt. No.  
 25 4), and the Court re-assigned the case based on that notice, but there has been no substantive activity in  
 26 the matter. The parties previously agreed to extensions of time for the United States to respond, up to  
 27 and including January 5, 2018.

28 The prior extensions were necessary to evaluate the complex issues presented in this case, and to

1 coordinate with various divisions within the Department of Justice to determine principal responsibility  
2 in this matter. Although that process is complete and the parties were exploring settlement of the case  
3 and did not expect further extensions, the United States has discovered a potential conflict of  
4 interest/appearance of impropriety issue that requires investigation to determine whether recusal of  
5 certain of its attorneys is appropriate. This process cannot be completed by the responsive pleading  
6 deadline of January 5, 2018 (i.e. tomorrow). Therefore, Plaintiffs and Defendants, by and through their  
7 respective counsel, and pursuant to Local Rule 144, hereby stipulate and propose as follows:

- 8 (1) Defendants shall have an extension of 30 days, up to and including February 5,  
9 2018, within which to respond to Plaintiffs' Complaint; and  
10 (2) The deadline for submitting the Joint Status Report shall be continued to February  
11 12, 2018.

11 Respectfully Submitted,

12 Dated: January 4, 2017

McGREGOR W. SCOTT  
United States Attorney

14 /s/ Gregory T. Broderick  
GREGORY T. BRODERICK  
Assistant United States Attorney

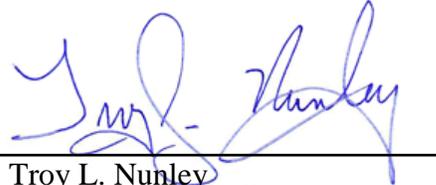
17 /s/ Lester J. Marston (authorized 01/04/17)  
LESTER J. MARSTON  
Attorney for Plaintiff

1 Good Cause Appearing, IT IS SO ORDERED.

2 (1) Defendants shall respond to Plaintiffs' Complaint on or before February 5, 2018; and

3 (2) The parties shall submit a Joint Status Report on or before February 12, 2018.

4 DATED: January 05, 2018



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7 Troy L. Nunley  
United States District Judge

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