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6 Attorneys for Defendant Heather Wilson,  
 Secretary of the United States Air Force  
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9 IN THE UNITED STATES DISTRICT COURT  
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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12 ROBERT A. DUBSKY,  
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 Plaintiff,  
 14  
 v.  
 15 HEATHER WILSON, SECRETARY OF THE  
 16 UNITED STATES AIR FORCE,  
 17 Defendant.  
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Case No. 2:17-CV-02116 JAM-AC

**STIPULATION AND [PROPOSED] ORDER TO  
 TEMPORARILY VACATE BRIEFING  
 SCHEDULE AND HEARING DATE FOR  
 DEFENDANT’S MOTION TO DISMISS**

19 Plaintiff Robert A. Dubsky and Defendant Heather Wilson, Secretary of the United States Air  
 20 Force, stipulate to and respectfully request that the current deadlines for Plaintiff’s opposition and  
 21 Defendant’s reply, and that the October 31, 2018 hearing date for Defendant’s motion to dismiss the  
 22 Complaint [ECF No. 16] be temporarily vacated. Plaintiff resides in Florida and has had to evacuate  
 23 due to the recent hurricane. The parties will notify the Court when Plaintiff is able to respond to  
 24 Defendant’s motion and will propose a briefing schedule and hearing date at that time.

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DATED: October 12, 2018

Respectfully submitted,

McGREGOR W. SCOTT  
United States Attorney

*/s/ Chi Soo Kim*

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CHI SOO KIM  
Assistant United States Attorney

Attorneys for Defendant Heather Wilson,  
Secretary of the United States Air Force

DATED: October 12, 2018

*/s/ Robert A. Dubsy (authorized 10/12/2018)*

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ROBERT A. DUBSKY

Plaintiff

**[PROPOSED] ORDER**

It is so ordered.

DATE: October 15, 2018

  
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ALLISON CLAIRE  
UNITED STATES MAGISTRATE JUDGE