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11 IN THE UNITED STATES DISTRICT COURT
 12 FOR THE EASTERN DISTRICT OF CALIFORNIA
 13 SACRAMENTO DIVISION
 14

15 **THE UNITED STATES OF AMERICA,**

Case No. 2:18-cv-00490-JAM-KJN

16 Plaintiff,

17 v.
 18

**STIPULATION AND [PROPOSED]
 ORDER RE BRIEFING SCHEDULE
 AND SUPPLEMENTAL BRIEFING**

19 **THE STATE OF CALIFORNIA; EDMUND
 20 GERALD BROWN JR., Governor of
 California, in his official capacity; and
 21 XAVIER BECERRA, Attorney General of
 California, in his official capacity,**

Judge: Honorable John A. Mendez
 Action Filed: March 6, 2018

22 Defendants.
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1 On May 4, 2018, Defendants State of California, Governor Edmund G. Brown Jr., in his
2 official capacity, and Attorney General Xavier Becerra, in his official capacity (the “State”), filed
3 an opposition to Plaintiff United States of America’s Motion for Preliminary Injunction (ECF No.
4 74) and a Motion to Dismiss (ECF No. 77). The United States’ Opposition to the State’s Motion
5 to Dismiss is due on June 6, 2018 (ECF No. 79) and its Reply in support of Plaintiff’s Motion for
6 Preliminary Injunction is due on June 8, 2018 (ECF No. 41). The State’s Reply in support of its
7 Motion to Dismiss is due on June 13, 2018 (ECF No. 79). The hearing for both motions is set for
8 June 20, 2018 at 10:00 a.m. (ECF Nos. 41, 79).

9 In addition, on May 14, 2018, the Supreme Court issued a decision in *Murphy v. National*
10 *Collegiate Athletic Ass’n*, No. 16-476, 584 U.S. __ (May 14, 2018), which the State believes is
11 relevant to the issues in this matter and presented in the pending motions. In light of the
12 foregoing, and for the parties to efficiently brief the pending motions and to address the
13 significance of *Murphy*, if any, the parties hereby stipulate and agree to the following briefing
14 schedule and supplemental briefing:

15 1. The State will be allowed to file a five-page supplemental brief discussing the
16 significance of *Murphy* on or before May 25, 2018.

17 2. The United States will be allowed an additional five pages for its Reply in support
18 of Plaintiff’s Motion for Preliminary Injunction to reply to any arguments raised by the State in its
19 supplemental pleading.

20 3. The United States will be allowed an extension of time to file its Opposition to the
21 State’s Motion to Dismiss, up to and including June 8, 2018, the same date that its Reply in
22 support of Plaintiff’s Motion for Preliminary Injunction is due.

23 4. The State will be allowed an extension of time to file its Reply in support of
24 Defendants’ Motion to Dismiss, up to and including June 15, 2018.

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Dated: May 21, 2018

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Respectfully Submitted,

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1 **[PROPOSED] ORDER**

2 Having considered the stipulation of the parties, IT IS HEREBY ORDERED that:

3 1. The State may file a five-page supplemental brief discussing the significance of
4 *Murphy* on or before May 25, 2018.

5 2. The United States is permitted an additional five pages for its Reply in support of
6 Plaintiff's Motion for Preliminary Injunction to respond to the State's supplemental brief.

7 3. The United States is granted an additional two days to file its Opposition to
8 Defendants' Motion to Dismiss, up to and including June 8, 2018.

9 4. The State is granted an additional two days to file its Reply in support of
10 Defendants' Motion to Dismiss, up to and including June 15, 2018.

11 5. The June 20 hearing on both motions shall remain as scheduled.

12 IT IS SO ORDERED.

13
14 Dated: _____

15 Judge John A. Mendez
16 United States District Court Judge