

MARTHA JANE PERKINS  
National Health Law Program  
101 E. Weaver St., Ste. G-7  
Carrboro, N.C. 27156  
Telephone: (919) 968-6308  
Facsimile: (919) 968-8855  
Email: perkins@healthlaw.org

KIMBERLY LEWIS  
BYRON J. GROSS  
National Health Law Program  
3701 Wilshire Blvd., Ste. #750  
Los Angeles, C.A. 90010  
Telephone: (310) 204-6010  
Facsimile: (213) 368-0774  
Email: lewis@healthlaw.org, gross@healthlaw.org

Attorneys for the Plaintiffs

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

CURTIS SNEEDE, et al., )  
)  
Plaintiffs, )  
)  
v. )  
)  
KATHLEEN G. SEBELIUS, Secretary of )  
the United States Department of Health )  
and Human Services, et al., )  
)  
Defendants. )  
\_\_\_\_\_ )

Case No. 89-CV-1932 (TEH)

**STIPULATION TO ENLARGE  
TIME TO ADDRESS  
DEFENDANT SEBELIUS'S  
MOTION FOR RELIEF FROM  
JUDGMENT; [~~PROPOSED~~]  
ORDER  
IT IS SO ORDERED AS MODIFIED**

Current Date: September 9, 2013  
Proposed Date: ~~September 16, 2013~~  
Time: 10:00 a.m.  
Place: San Francisco U.S. Courthouse  
Judge: Hon. Thelton E. Henderson

This stipulation to enlarge time is being filed pursuant to L.R. 6-2. Defendant Sebelius filed a Notice of Motion and Motion for Relief from Judgment on July 22, 2013 (D.E. 309). By operation of L.R. 7-3, responses are due 14 days later, August 5, 2013.

WHEREAS in 1990, the Court entered a Ninth Circuit-wide injunction prohibiting the Defendants, when determining Medicaid eligibility, from automatically deeming income or resources of any individual other than a parent of a child who is under 21, blind or disabled, or a spouse (D.E. 309-1).

WHEREAS since that time, Medicaid determinations have occurred pursuant to the injunction.

WHEREAS Plaintiffs' lead counsel, Evelyn R. Frank, passed away.

WHEREAS the Affordable Care Act was enacted into law.

WHEREAS Plaintiffs' counsel need time to become familiar with the case history and holdings in order to respond adequately to the Defendant's motion.

THEREFORE, THE PARTIES HEREBY STIPULATE THAT the Court issue an order to enlarge time for addressing Defendant Sebelius's Motion for Relief from Judgment and that all Responses to Defendant Sebelius's Motion for Relief from Judgment will be filed by August 30, 2013; Defendant Sebelius will file her Reply by September 12, 2013; the hearing date is proposed for September 16, 2013.

Date: July 31, 2013

Respectfully submitted,

/s/ Martha Jane Perkins  
Martha Jane Perkins  
National Health Law Program  
101 E. Weaver St., Ste. G-7  
Carrboro, N.C. 27516  
Tel.: (919) 968-6308 (x101)  
Fax: (919) 968-8855  
Email: perkins@healthlaw.org

/s/ Hadara Stanton  
Hadara Stanton  
Deputy Attorney General  
California Department of Justice

Office of the Attorney General  
455 Golden Gate Ave., Ste. 11000  
San Francisco, C.A. 94102-7004  
Tel.: (415) 703-5561  
Fax: (415) 703-5480  
Email: Hadara.Stanton@doj.ca.gov

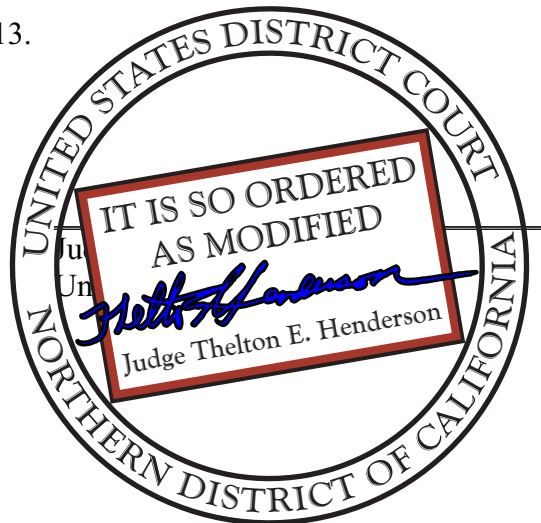
/s/ Justin M. Sandberg  
Justin M. Sandberg  
Trial Attorney  
United State Department of Justice  
Civil Division, Federal Programs Branch  
20 Mass. Ave., N.W., Room7302  
Washington, D.C. 20001  
Tel.: (202) 514-5838  
Fax: (202) 616-8202  
Email: Justin.Sandberg@usdoj.gov

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION OF THE PARTIES ABOVE, and good cause appearing, the Court hereby issues an order to enlarge time to address Defendant Sebelius's Motion for Relief from Judgment such that all Responses to Defendant Sebelius's Motion for Relief from Judgment shall now be filed by August 30, 2013; any Reply by Defendant Sebelius in support of her Motion for Relief from Judgment shall be filed by September 12, 2013; the hearing will be set for September <sup>30</sup>~~16~~, 2013.

IT IS SO ORDERED.

\_\_\_\_\_ 07/31 \_\_, 2013



**CERTIFICATE OF SERVICE**

A copy of the attached was served on counsel for the Defendants by placement, first class postage pre-paid in the U.S. mail, on July 31, 2013, envelopes addressed to:

Justin M. Sandberg  
Trial Attorney  
United State Department of Justice  
Civil Division, Federal Programs Branch  
20 Mass. Ave., N.W., Room 7302  
Washington, D.C. 20001

Hadara Stanton  
Deputy Attorney General  
California Department of Justice  
Office of the Attorney General  
455 Golden Gate Ave., Ste. 11000  
San Francisco, C.A. 94102-7004

Also on July 31, 2013, a copy of the attached was served on counsel for the Defendants at the following email addresses: [justin.sandberg@usdoj.gov](mailto:justin.sandberg@usdoj.gov) and [Hadara.Stanton@doj.ca.gov](mailto:Hadara.Stanton@doj.ca.gov).

/s/Jane Perkins  
Jane Perkins