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12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**

14		)	No. M:06-CV-01791-VRW
15	IN RE NATIONAL SECURITY AGENCY	)	
16	TELECOMMUNICATIONS RECORDS	)	<b>STIPULATION EXTENDING PAGE</b>
17	LITIGATION	)	<b>LIMITATION FOR DEFENDANTS'</b>
18	<u>This Document Solely Relates To:</u>	)	<b>REPLY IN SUPPORT OF SECOND</b>
19	<i>Al-Haramain Islamic Foundation et al.</i>	)	<b>MOTION TO DISMISS OR, IN THE</b>
20	<i>v. Bush, et al.</i> (07-CV-109-VRW)	)	<b>ALTERNATIVE, FOR SUMMARY</b>
21		)	<b>JUDGMENT IN <i>Al-Haramain Islamic</i></b>
		)	<b><i>Foundation et al. v. Bush et al.</i></b>
		)	Date: April 23, 2008
		)	Time: 10:00 a.m.
		)	Courtroom: 6, 17 <sup>th</sup> Floor
		)	Honorable Vaughn R. Walker

22 **RECITALS**

23 1. On March 14, 2008, Defendants filed their Second Motion to Dismiss or for  
24 Summary Judgment. *See* Dkt. No. 17 (07-CV-109).

25 2. On March 28, 2008, Plaintiffs filed an Opposition to Defendants' motion. *See*  
26 Dkt. No. 20 (07-CV-109).

27

28 **Stipulation to Extend Page Limitation for Defendants' Reply Brief**  
*Al-Haramain Islamic Foundation et al. v. Bush et al.* (07-CV-109-VRW) (MDL No. 06-1791-VRW)

1 3. By Order dated February 7, 2008, the Court permitted Amicus briefs to be filed in  
2 connection with Defendants' motion by April 7, 2008. *See* Dkt. 15 (07-CV-109).

3 4. On April 7, 2008, two Amicus briefs were filed in connection with Defendants'  
4 motion. *See* Dkt. Nos. 440 and 442 (MDL 06-CV-1791).

5 5. Defendants require additional pages to reply to Plaintiffs' Opposition and the  
6 Amicus briefs filed in connection with Defendants' motion.

7 6. The Court's Order of February 7, 2008 granted the parties a page extension for  
8 their initial submissions to 40 pages; however, Defendants' initial motion did not exceed the 25-  
9 page limitation of the local rules.

10 7. Counsel for Defendants (Mr. Coppolino) conferred with counsel for the Plaintiffs  
11 (Mr. Eisenberg) and obtained Plaintiffs' consent to this page extension.

12 8. Consistent with ¶ 6 of the Court's Practice & Procedure Order, *see* Dkt. No. 370  
13 (MDL 06-CV-1791), this stipulation is being filed five days before the due date of Defendant's  
14 reply (April 14, 2008). (The Amicus briefs were filed the evening of April 7, 2008.)

#### 15 **STIPULATION**

16 The Plaintiffs and Defendants in *Al-Haramain v. Bush* (06-CV-109), through their  
17 respective counsel, hereby stipulate and agree that the page limitation for Defendants' Reply to  
18 Plaintiffs' Opposition to Defendants Second Motion to Dismiss or, in the Alternative, for  
19 Summary Judgment and Amicus briefs filed in connection with Defendants' pending motion, be  
20 extended to 25 pages.

21 A proposed Order for the Court's approval of this stipulation is attached hereto.

22 Dated: April 9, 2008

Respectfully Submitted,

23 JEFFREY S. BUCHOLTZ  
Acting Assistant Attorney General

24 CARL J. NICHOLS  
Deputy Assistant Attorney General

25 DOUGLAS N. LETTER  
26 Terrorism Litigation Counsel

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**DECLARATION PURSUANT TO GENERAL ORDER 45, § X.B**

1 I, ALEXANDER K. HAAS, do hereby declare pursuant to General Order 45, § X.B, that  
2 I have obtained the concurrence in the filing of this stipulation from the signatory listed below.

3 I declare under penalty of perjury that the foregoing is true and correct.

4 Executed on April 9, 2008 in the City of Washington, District of Columbia.

5  
6 By: s/ Alexander K. Haas  
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17 Counsel for Plaintiffs Al-Haramain Islamic  
18 Foundation, Inc., Wendell Belew, and  
19 Asim Ghafoor

[PROPOSED] ORDER

Pursuant to the foregoing stipulation, the page limitation for Defendants' Reply in Support of Defendants' Second Motion to Dismiss or for Summary Judgment is hereby extended to 25 pages.

IT IS SO ORDERED.

Dated: April \_\_\_, 2008.

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Hon. Vaughn R. Walker  
Chief Judge, United States District Court for the  
Northern District of California