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10 *Attorneys for the Government Defendants*

11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**
 13 **SAN FRANCISCO DIVISION**

14)	No. M:06-CV-01791-VRW
15	IN RE NATIONAL SECURITY AGENCY)	
16	TELECOMMUNICATIONS RECORDS)	STIPULATION TO EXTEND
17	LITIGATION)	RESPONSE DATE IN
18	<u>This Document Solely Relates To:</u>)	ORDER OF APRIL 17, 2009
19	<i>Al-Haramain Islamic Foundation et al.</i>)	[DKT. 84] AND PROPOSED ORDER
20	<i>v. Obama, et al.</i> (07-CV-109-VRW))	[Civil L.R. 6-1(b); 6-2; 7-12]
21)	Courtroom: 6, 17 th Floor
22)	Judge: Hon. Vaughn R. Walker
23)	
24)	
25)	

22 Pursuant to Local Rule 6.1(b), the parties, through their undersigned counsel, hereby
 23 stipulate to an extension of the response date set forth in the Court’s Order of April 17, 2009
 24 (Dkt. 84 in 07-cv-109-VRW) from May 8, 2009 to May 15, 2009.

25 **RECITALS**

26 1. On April 17, 2009, the Court issued an order directing the parties to meet and
 27 confer regarding the entry of an appropriate protective order in this action concerning classified

1 information and to either submit a stipulated order by May 8, 2009, or, if the parties are
2 unable to agree on all terms, to jointly submit a document containing all agreed terms together
3 with a document setting forth the terms about which they are unable to reach agreement and the
4 respective positions of the parties with regard to each such term. *See* Order, April 17, 2009 (Dkt.
5 84 in 07-cv-109-VRW).

6 2. Plaintiffs forwarded their proposed draft protective order to the Government
7 Defendants on April 24, 2009.

8 3. The Government Defendants require additional time to complete internal
9 deliberations on its position in response to the Court's Order, confer with the plaintiffs regarding
10 the Government's position, and prepare the Government's response under the Order.

11 4. In addition, the undersigned counsel for the Government (Mr. Coppolino) is
12 currently scheduled to be before the Court in San Francisco on May 7, 2009, for a hearing on a
13 separate matter in this MDL proceeding (the Government's motion for summary judgement in
14 actions concerning various state government investigations, *see* Dkt. 536 (Government's motion)
15 and Dkt. 574 (setting hearing for May 7, 2009) in MDL 06-cv-1791-VRW).

16 5. No prior modifications of the response date in the Court's April 17 Order have
17 been sought or entered. L.R. 6-2(a)(2).

18 6. The requested time modification would have no other impact on the schedule of
19 this case. L.R. 6-2(a)(3).

20 **STIPULATION**

21 Pursuant to L.R. 6.1(b), the parties, through their undersigned counsel, hereby stipulate
22 and agree to a one-week extension of the response date set by the Court in its April 17 Order
23 from May 8, 2009 to May 15, 2009.

24 DATED: April 30, 2009

Respectfully Submitted,

25 MICHAEL F. HERTZ
Acting Assistant Attorney General

26 DOUGLAS N. LETTER
Terrorism Litigation Counsel

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By: s/ Anthony J. Coppolino
Anthony J. Coppolino

Attorneys for the Government Defendants

DECLARATION PURSUANT TO GENERAL ORDER 45, § X.B

1 I, ANTHONY J. COPPOLINO, hereby declare that, pursuant to General Order 45, § X.B,
2 I have obtained the concurrence in the filing of this document from the other signatory listed
3 below.

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

5 Executed on April 30, 2009, in the City of Washington, District of Columbia.

6 s/ Anthony J. Coppolino
7 ANTHONY J. COPPOLINO
8 Special Litigation Counsel
9 U.S. Department of Justice
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14 (tony.coppolino@usdojgov)

15 SIGNATORY PER G.O. 45:

16 By: s/ Steven Goldberg per G.O. 45
17 Steven Goldberg, Oregon Bar No. 75134
18 River Park Center, Suite 300
19 205 SE Spokane St.
20 Portland, OR 97202
21 503.445.4622 - Fax 503.238.7501
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[PROPOSED] ORDER

Pursuant to the foregoing Stipulation, and good cause appearing, the Court hereby orders that the response date set forth in the Court’s Order of April 17, 2009 [Dkt. 84] shall be and hereby is extended to May 15, 2009.

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: _____, 2009

Hon. Vaughn R. Walker
United States District Chief Judge