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13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

16 JOSE PADILLA AND ESTELA LEBRON,)

17 PLAINTIFFS,)

18 v.)

19 JOHN YOO,)

20 DEFENDANT.)

CASE NO.: C 08-00035 JSW

21)
) **STIPULATED REQUEST**
) **FOR AN ORDER**
) **CONSOLIDATING**
) **HEARING DATES FOR**
) **MOTIONS AND FOR**
) **EXPEDITED CONSIDERATION**
) **AND ORDER THEREON**

22 Pursuant to Civil Local Rules 6-2 and 7-12, the parties to the above captioned action,
 23 through their respective counsel, stipulate to this request for an order consolidating the hearing
 24 dates for Defendant John Yoo’s Motion to Dismiss and Motion for Leave to File A Motion for a
 25

26 STIPULATED REQUEST FOR AN
 27 ORDER CONSOLIDATING
 HEARING DATES FOR MOTIONS
 28 AND FOR EXPEDITED CONSIDERATION

1 Protective Order and for Leave to File Confidential Materials Under Seal to February 6, 2009.

2 In support of this stipulated request, the parties, through their respective counsel, state the
3 following facts:

4 1. The parties have completed briefing on Defendant John Yoo’s Motion to Dismiss
5 the First Amended Complaint in this matter. Pursuant to the Court’s Order of September 24,
6 2008, the hearing for this motion is scheduled for January 30, 2009.

7 2. On November 25, 2008, Defendant Yoo filed a Motion for Leave to File A
8 Motion for a Protective Order and for Leave to File Confidential Materials Under Seal.
9 Plaintiffs’ Opposition to this motion is due on January 16, 2009, and Defendant Yoo’s Reply is
10 due on January 23, 2009. A hearing for this motion has been calendared for February 6, 2009.
11 At the time the motion was filed, January 30, 2009 was not an available date for a hearing.

12 3. The confidential materials that are the subject of the Motion for Leave to File A
13 Motion for a Protective Order and for Leave to File Confidential Materials Under Seal are
14 referred to by Plaintiffs in the First Amended Complaint. The motion seeks a protective order
15 that would allow Defendant Yoo to file these materials with the Court under seal so that they can
16 be considered in further support of the motion to dismiss.

17 4. Since Defendant Yoo’s Motion for Leave to File A Motion for a Protective Order
18 and for Leave to File Confidential Materials Under Seal is related to his Motion to Dismiss, it
19 would be logical and a more efficient use of the Court’s resources to hold hearings on both
20 motions the same day. It would also be more efficient for the parties, whose counsel will be
21 traveling from Washington, D.C. and New Haven, CT, if they could make just one trip to San
22 Francisco to argue these related motions. Under the current schedule, the parties will be required
23 to travel to San Francisco twice for hearings on consecutive Fridays.

24 5. Given the current schedule, this requested consolidation will not delay any
25 proceedings, affect any deadlines, or prejudice the parties.

26 STIPULATED REQUEST FOR AN
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1 Respectfully submitted,

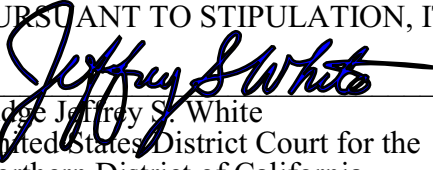
2 /S/
3 _____
4 Glenn S. Greene
5 Counsel for John Yoo

6 /S/
7 _____
8 Jonathan M. Freiman
9 Counsel for Jose Padilla and Estela Lebron

10 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
11 "conformed" signature (/S/) within this efiled document.

12 /S/
13 _____
14 Glenn S. Greene
15 Counsel for John Yoo

16 PURSUANT TO STIPULATION, IT IS SO ORDERED

17 
18 _____
19 Judge Jeffrey S. White
20 United States District Court for the
21 Northern District of California

22 Dated: January 12, 2009

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STIPULATED REQUEST FOR AN
ORDER CONSOLIDATING
HEARING DATES FOR MOTIONS
AND FOR EXPEDITED CONSIDERATION