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9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11

12 CENTER FOR BIOLOGICAL DIVERSITY,)
 LOS PADRES FOREST WATCH, SIERRA)
 13 CLUB, DEFENDERS OF WILDLIFE, and)
 CALIFORNIA NATIVE PLANT SOCIETY,)
 14)
 Plaintiffs,)
 15)
 v.)
 16)
 U.S. FISH AND WILDLIFE SERVICE,)
 17 NATIONAL OCEANIC AND)
 ATMOSPHERIC ADMINISTRATION,)
 18 NATIONAL MARINE FISHERIES SERVICE,)
 and U.S. FOREST SERVICE,)
 19)
 Defendants.)
 20 _____)

Civ. No. 3:08-cv-01278-MHP

**JOINT STIPULATION TO
EXTEND THE TIME FOR
FEDERAL DEFENDANTS' REPLY
BRIEF**

Date: February 9, 2009
 Time: 2:00 p.m.
 Judge: Hon. Marilyn Hall Patel
 Courtroom 15, 18th Floor

21
 22 COME NOW Defendants U.S. Fish and Wildlife Service (“FWS”), National Oceanic and
 23 Atmospheric Administration and its designee, the National Marine Fisheries Service (hereinafter
 24 referred to as “NMFS”)), and U.S. Forest Service (collectively “Federal Defendants”), joined by
 25 Plaintiffs Center for Biological Diversity, Los Padres Forest Watch, Sierra Club, Defenders of
 26 Wildlife, and California Native Plant Society, and hereby respectfully request that the Court
 27 extend the filing deadline for Federal Defendants' reply in support of their combined opposition
 28

Center for Biological Diversity, et al. v. FWS, et al., Civ. No. 3:08-cv-01278-MHP
 Joint Stip. to Extend Time for FD’s Reply Br.

1 to Plaintiff's motion for summary judgment and cross-motion for summary judgment by one day,
2 to January 21, 2009. Pursuant to Local Rule 6-2, Federal Defendants state as follows in support
3 of the relief requested herein:

4 1. Pursuant to the Scheduling Order in this case (Dckt. No. 22), Plaintiffs filed their
5 motion for summary judgment on November 17, 2008, Federal Defendants filed their combined
6 opposition to Plaintiff's motion for summary judgment and cross-motion for summary judgment
7 on December 15, 2008, and Plaintiffs filed their combined opposition and reply brief on January
8 5, 2009. Pursuant to the Scheduling Order, Federal Defendants' reply brief is currently due
9 January 20, 2009, which is Inauguration Day, a Federal holiday.

10 2. Undersigned counsel has been informed that the U.S. Department of Justice
11 offices in Washington, D.C. will be closed on January 20, 2009. For that reason, Federal
12 Defendants respectfully request that the deadline for Federal Defendants' reply brief be
13 continued by one day, to January 21, 2009, to facilitate the filing of Federal Defendants' brief.

14 3. Federal Defendants have not previously requested an extension of time for this
15 deadline.

16 4. The Parties do not anticipate that granting the relief requested herein will affect
17 the February 9, 2009 hearing date on the Parties' cross-motions for summary judgment.

18 7. Undersigned counsel for Federal Defendants has conferred with counsel for
19 Plaintiffs, Mr. Marc D. Fink, who has authorized undersigned counsel to represent that, provided
20 that the requested extension for Federal Defendants' reply brief does not impact the February 9,
21 2009 hearing date on the Parties' cross-motions for summary judgment, Plaintiffs do not oppose
22 the extension requested.

23 WHEREFORE, the Parties hereby stipulate pursuant to Local Rule 7-12 that the Court
24 may enter an Order extending the deadline for Federal Defendants' reply brief by one day, to
25 January 21, 2009, provided that the requested extension for Federal Defendants' reply brief does
26 not impact the February 9, 2009 hearing date on the Parties' cross-motions for summary
27 judgment.

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IT IS SO STIPULATED

DATED: January 6, 2009

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Assistant Attorney General
Environment & Natural Resources Division

JEAN E. WILLIAMS
Chief, Wildlife & Marine Resources Section

/s/ Robert P. Williams
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Attorneys for Federal Defendants

DATED: January 6, 2009

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Attorney for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: January 7, 2009

