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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO
12
13

14 _____) No. 08-2997 JSW
ELECTRONIC FRONTIER FOUNDATION,)
15 Plaintiff,) **STIPULATION TO VACATE**
16 v.) **CASE MANAGEMENT**
17) **CONFERENCE**
OFFICE OF THE DIRECTOR OF NATIONAL)
18 INTELLIGENCE and UNITED STATES)
DEPARTMENT OF JUSTICE)
19 Defendants,)
20 _____)

21 THE PARTIES HEREBY STIPULATE, pursuant to Local Rules 6-1(a) and 7-12, that
22 the Case Management Conference set for September 26, 2008 shall be vacated. In support of
23 this stipulation the parties state the following:

- 24 1. In this Court’s Initial Scheduling Order, it set a Case Management Conference for
25 September 26, 2008. *See* Dkt. # 7.
26

27 Stipulation to Vacate Case Management Conference, C 08-2997 (JSW)
28

1 2. This Court has found that the above captioned case is related to Electronic
2 Frontier Foundation v. Office of the Director of National Intelligence and United
3 States Department of Justice, C 08-1023 (JSW) (hereinafter "EFF 1023"). See
4 Dkt. No. 6. Both cases concern Freedom of Information Act requests plaintiff
5 made on defendants.

6 3. This Court has also entered an order approving the briefing schedule proposed by
7 the parties for EFF 1023 and the above captioned case. See EFF 1023, Dkt. No.
8 64.

9 4. The parties participated in a Case Management Conference in EFF 1023. See
10 EFF 1023, Dkt. No. 55. As a result of that conference, the Court ordered the
11 parties to submit a joint consent/declination of reassignment to a Magistrate Judge
12 and entered a briefing schedule for cross-motions for summary judgment.
13 However, in this action, the case has already been reassigned to this Court, see
14 Docket Entry, July 8, 2008, and this Court has already entered a briefing
15 schedule, see EFF 1023, Dkt. No. 64.

16 5. Given that the parties and the Court have already entered a briefing schedule for
17 the above captioned case that involves a review of defendants' response to
18 plaintiff's FOIA request, the parties respectfully request that this Court vacate the
19 Case Management Conference set for September 26, 2008. The vacating of the
20 Conference will promote judicial economy.

21
22 Dated: September 16, 2008

Respectfully submitted,

23 GREGORY G. KATSAS
Assistant Attorney General

24 ARTHUR R. GOLDBERG
25 Assistant Director, Federal Programs Branch

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27 Stipulation to Vacate Case Management Conference, C 08-2997 (JSW)

/s/ Adam D. Kirschner
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GENERAL ORDER NO. 45(X) CERTIFICATION

I attest that I have obtained Kurt Opsahl's concurrence in the filing of this document.

/s/ Adam D. Kirschner
Adam D. Kirschner

PURSUANT TO STIPULATION, IT IS ORDERED that the Case Management Conference set for September 26, 2008 is vacated.

DATED: September 17, 2008



Honorable Jeffrey S. White
United States District Judge

Stipulation to Vacate Case Management Conference, C 08-2997 (JSW)