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15 Attorneys for Plaintiffs Center for Biological Diversity and Desert Survivors

16 UNITED STATES DISTRICT COURT  
 17 NORTHERN DISTRICT OF CALIFORNIA  
 18 SAN FRANCISCO DIVISION

19 CENTER FOR BIOLOGICAL DIVERSITY )  
 20 and DESERT SURVIVORS, )  
 21 )  
 22 Plaintiffs, )  
 23 vs. )  
 24 U.S. BUREAU OF LAND MANAGEMENT, )  
 25 DIRK KEMPTHORNE, Secretary of the )  
 26 Interior, DEPARTMENT OF THE ARMY, )  
 27 and Brigadier General Dana J.H. Pittard in his )  
 28 official capacity as the Commanding General )  
 for the Department of the Army's National )  
 Training Center and Fort Irwin. )  
 Defendants. )

Case No. CV 08-03176 -SI

**JOINT STIPULATION TO CONTINUE  
 HEARING ON DEFENDANTS' MOTION  
 TO DISMISS, OR IN THE  
 ALTERNATIVE, TRANSFER VENUE;  
 AND [PROPOSED] ORDER**

Hearing Date: October 10, 2008  
 Time: 9:00 am  
 Courtroom: 10, 19th Floor  
 Judge: Hon. Susan Illston

1 WHEREAS Defendants' Motion to Dismiss, or in the Alternative Transfer Venue is now  
2 scheduled to be heard on October 10, 2008; and

3 WHEREAS Plaintiffs' counsel both have a previously scheduled organizational meeting  
4 in Arizona on that date.

5 THEREFORE the Parties jointly request that the pending hearing date for Defendants'  
6 Motion to Dismiss, or in the Alternative Transfer Venue be continued to November 21, 2008.  
7 Accordingly, Plaintiffs' response to the motion will be due October 31, 2008 and Defendants'  
8 reply will be due November 7, 2008.

9  
10 DATED: September 18, 2008

/s/ Lisa T. Belenky  
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24 Assistant Attorney General  
25 Environment & Natural Resources Division  
26 JEAN E. WILLIAMS, Chief

27 DATED: September 18, 2008

/s/ Lisa L. Russell  
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Attorneys for Federal Defendants

**[PROPOSED] ORDER**

GOOD CAUSE APPEARING, the hearing on Defendants' Motion to Dismiss, or in the Alternative Transfer Venue is continued to November 21, 2008 at 9:00 a.m. The initial case management conference is continued to 11/21/08 @ 2 p.m.

IT IS SO ORDERED.

DATED: \_\_\_\_\_



HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT JUDGE