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13 Attorneys for Defendants

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

17 TRI-VALLEY CARES,	)	No. C 08-5408 SC
	)	
18 Plaintiff,	)	<b>STIPULATION TO BRIEFING; and</b>
	)	<b>[Proposed] ORDER</b>
19	)	
20 v.	)	
	)	
21 UNITED STATES DEPARTMENT OF	)	Date: July 23, 2010
ENERGY and NATIONAL NUCLEAR	)	Time: 10:00 a.m.
22 SECURITY ADMINISTRATION,	)	
	)	
23 Defendants.	)	
24	)	

25 Plaintiff, Tri-Valley Cares, and defendants, the United States Department of Energy (“DOE”),  
 26 and the National Nuclear Security Administration (“NNSA”), by and through their counsel of  
 27 record, hereby stipulate, subject to the approval of the Court, to the following:  
 28

Stipulation to Briefing  
 C 08-5408 SC

1 1. On March 18, 2010, the Court set a schedule for the parties in which the initial round of  
2 summary judgment briefing was set to begin on April 16, 2010.

3 2. The parties have subsequently discovered possible avenues for settlement, which if  
4 successful, would obviate the need for further litigation.

5 3. The parties seek a 90-day period to attempt to settle this matter, and respectfully request  
6 that the Court move the current briefing schedule and hearing date forward accordingly.

7	Plaintiff's Motion for Summary Judgment:	July 15, 2010.
8	Defendants' Cross-Motion and Opposition:	August 16, 2010
9	Plaintiff's Cross-Opposition and Reply:	September 15, 2010
10	Defendants' Reply:	October 7, 2010
11	Hearing:	October 22, 2010 at 10:00 a.m.

12 Dated: April 15, 2010

Respectfully submitted,

13 JOSEPH P. RUSSONIELLO  
14 United States Attorney

15 \_\_\_\_\_  
16 /s/  
17 ILA C. DEISS  
18 Assistant United States Attorney  
19 Attorney for Defendants

18 ISAAC CAMPBELL  
19 Trial Attorney  
20 United States Department of Justice

21 Dated: April 15, 2010

22 \_\_\_\_\_  
23 /s/  
24 SCOTT J. YUNDT  
25 Attorney for Plaintiff

23 **ORDER**

24 Pursuant to the stipulation, IT IS SO ORDERED.

26 Date: 4/20/10

27 SAMUEL  
28 United States



Stipulation to Briefing  
C 08-5408 SC