

1 JOSEPH P. RUSSONIELLO (SBN 44332)
 United States Attorney
 2 JOANN M. SWANSON (SBN 135879)
 Chief, Civil Division
 3 JONATHAN U. LEE (SBN 148792)
 Assistant United States Attorney
 4 450 Golden Gate Avenue, 9th Floor
 San Francisco, California 94102
 5 Telephone: 415-436-6909
 Facsimile: 415-436-6748
 6 Email: jonathan.lee@usdoj.gov

7 ATTORNEYS FOR FEDERAL DEFENDANTS

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11 LONG HAUL, INC. AND EAST BAY)
 12 PRISONER SUPPORT,)

13 Plaintiffs,)

14 v.)

15 REGENTS OF THE UNIVERSITY OF)
 CALIFORNIA; VICTORIA HARRISON;)
 16 KAREN ALBERTS; WILLIAM KASISKE;)
 WADE MACADAM; TIMOTHY J.)
 17 ZUNIGA; BRUCE BAUER; COUNTY OF)
 ALAMEDA; GREGORY J. AHERN; MIKE)
 18 HART; FEDERAL BUREAU OF)
 INVESTIGATION; LISA SHAFFER; AND)
 19 DOES 1-25.)

20 Defendants.)

No. C 09-0168 JSW

STIPULATION AND PROPOSED ORDER RE HEARING DATE

1 Plaintiffs Long Haul, Inc. and East Bay Prisoner Support and Defendants Federal Bureau of
2 Investigation and Lisa Shaffer, by and through their counsel of record, stipulate as follows:

- 3 1. The last day for Defendants FBI and Shaffer to file a responsive pleading to plaintiffs’
- 4 complaint, by agreement, is April 10, 2009.
- 5 2. Defendants FBI and Shaffer are filing a motion to dismiss with the first available hearing
- 6 date of June 19, 2009.
- 7 3. The parties have met and conferred regarding the hearing date and have agreed to
- 8 stipulate that the hearing date may be advanced to May 29, 2009, with the plaintiffs’
- 9 opposition and defendants’ reply due on May 8 and May 15, respectively.
- 10 4. The purpose of this stipulation is to keep the motion to dismiss filed by the Regents and
- 11 the other state defendants on the same schedule with the motions to dismiss to be filed by
- 12 the FBI, Shaffer and any other federal defendants. (See Dkt. 22; Order dated 4/1/09.)
- 13 5. If this request is inconvenient or burdensome for the Court, then the parties would prefer
- 14 to proceed with the June 19th hearing date.

15

16 **IT IS SO STIPULATED.**

17

18 DATED: April 10, 2009

ELECTRONIC FRONTIER FOUNDATION

19

20

/s/

 JENNIFER S. GRANICK
 MATT ZIMMERMAN
 Attorneys for Long Haul, Inc. and East Bay
 Prisoner Support

21

22

///

23

///

24

///

25

///

26

///

27

///

28

1 DATED: April 10, 2009

JOSEPH P. RUSSONIELLO
United States Attorney

2

3

4

/s/

JONATHAN U. LEE
Assistant United States Attorney
Attorneys for United States of America

5

6

7

I attest and certify under Northern District General Order 45(x) that I received permission from plaintiff's counsel before e-filing this document and will retain proof of this permission in compliance with 45(x).

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

PROPOSED ORDER

The opposition to FBI and Shaffer's motion to dismiss is due by May 8 and the reply is due by May 15, 2009. The FBI and Shaffer's motion and the State Defendants' motion to dismiss shall be heard on June 19, 2009 at 9:00 a.m. This Order does not alter the briefing schedule on the State Defendants' motion to dismiss.

DATED: April 13, 2009


HONORABLE JEFFREY S. WHITE
United States District Judge

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28