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**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

CENTER FOR BIOLOGICAL
DIVERSITY, et al.

 Plaintiffs,

 v.

JANE LUBCHENCO, et al.,

 Defendants,

STATE OF ALASKA,

 Movant-Intervenor-Defendant.

No. C 09-4087 EDL

**STIPULATION AND ~~[PROPOSED]~~
ORDER EXTENDING TIME TO FILE
REPLY**

Pursuant to Civil L.R. 6-2, this Stipulation is entered into by and between Plaintiffs
Center for Biological Diversity and Greenpeace, Inc., and Federal Defendants Jane Lubchenco,
Administrator of the National Oceanic and Atmospheric Administration, the National Marine

1 Fisheries Service, and Gary F. Locke, Secretary of the United States Department of Commerce
2 (collectively “NMFS”):

3 WHEREAS, pursuant to the Court’s Order of March 19, 2010 (Doc. No. 52), NMFS’s
4 summary-judgment reply brief is presently due on July 19, 2010;

5 WHEREAS, due to an unexpected recent increase in undersigned NMFS counsel’s
6 workload relating to the Gulf of Mexico oil spill incident, NMFS needs additional time to
7 prepare its reply brief;

8 WHEREAS, the summary-judgment briefing schedule has been previously extended
9 once, for a period of approximately two weeks (see Doc. No. 52);

10 NOW, THEREFORE, Plaintiffs and Federal Defendants stipulate to modify the briefing
11 schedule in this matter as follows:

- 12 1. Federal Defendants shall file their reply brief no later than July 23, 2010.

13
14 Dated: July 15, 2010

Respectfully submitted,

15 IGNACIA S. MORENO, Asst. Attorney General
16 SETH M. BARSKY, Acting Section Chief

17 _____
18 */s/ Lawson E. Fite*

19 LAWSON E. FITE, Trial Attorney
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Attorneys for Defendants

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/s/ Miyoko Sakashita (by LEF, as authorized
7/15/10)

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Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.
The hearing on the parties' cross-motions for summary judgment is continued to September 2, 2010 at 9:30 a.m.

Dated: July 16, 2010

Elijah R. D. Legata

UNITED STATES MAGISTRATE JUDGE

