

E-Filed 1/14/11

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7 Attorneys for Defendant

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION
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|----|---------------------------|---|---|
| 12 | THOMAS KENNEDY HELM IV, |) | No. CV 10-4634 RS |
| 13 | Plaintiff, |) | STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME FOR FEDERAL DEFENDANT TO FILE A RESPONSIVE PLEADING AND/OR ANSWER |
| 14 | v. |) | |
| 15 | UNITED STATES OF AMERICA, |) | |
| 16 | Defendant. |) | |
| 17 | _____ |) | |

18 The plaintiff, Thomas Kennedy Helm IV, (“Plaintiff”) and the federal defendant United
 19 States Department of Labor (“Federal Defendant”)¹ by and through their counsel stipulate to the
 20 following:

21 WHEREAS, Plaintiff has filed this action pursuant to the Freedom of Information Act,
 22 Title 5 U.S.C. § 552 *et seq.* (“FOIA”), seeking the disclosure of records;

23 WHEREAS, the Federal Defendant’s responsive pleading is currently due on January 18,
 24 2011;

25 WHEREAS, the Federal Defendant continues the rolling production of the records
 26 requested by Plaintiff consistent with FOIA;

27 WHEREAS, the Federal Defendant seeks additional time to prepare a responsive

28 ¹The Federal Defendant is specially appearing for the purposes of filing this stipulation.

1 pleading and or answer;

2 ACCORDINGLY, the parties agree and stipulate and request as follows:

3 The parties agree that the Federal Defendant shall have until February 4, 2011 to file a
4 responsive pleading in this action.

5 So Stipulated.

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7 DATED: January 13, 2011

Respectfully submitted,

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MELINDA HAAG
United States Attorney

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/s/ Melissa Sladden

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MELISSA BROWN SLADDEN
Assistant United States Attorney

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12 DATED: January 13, 2011

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MOIRA DUVERNAY
Law Offices of Amitai Schwartz

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/s/ Moira Duvernay

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MOIRA DUVERNAY
Attorney for the Plaintiff

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~~[PROPOSED]~~ ORDER

Pursuant to the stipulation of the parties, the Federal Defendant shall have until February 4, 2011 to file and serve a responsive pleading and or answer.

IT IS SO ORDERED

Dated: 1/13/11



RICHARD SEEBORG
United States District Court Judge