

E-Filed 1/13/11

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10
 11 **IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 _____)
 ELECTRONIC FRONTIER,)
 13 FOUNDATION)
 14 Plaintiff,)
 15)
 DEPARTMENT OF JUSTICE,)
 16 FEDERAL BUREAU OF)
 INVESTIGATION, AND DRUG)
 17 ENFORCEMENT AGENCY,)
 18 Defendants.)
 19 _____)

Civil Action No. 10cv04892 (RS)

STIPULATION TO ALTER BRIEFING SCHEDULE

Current Date: February 10, 2011
 Time: 1:30 p.m.
 Courtroom: 3, 17th Floor

20 Pursuant to Fed. R. Civ. P. 6(b)(1) and Civil L.R. 6-2, the parties, by and through their
 21 undersigned counsel, hereby stipulate and respectfully move to extend the time for Defendants to
 22 respond to Plaintiff's motion for partial summary judgment (Dkt No. 16). In accordance with
 23 Civil L.R. 6-2(a), this stipulation is supported by the declaration of Government Counsel,
 24 Nicholas Cartier, attached herewith.

25 On January 6, 2011, Plaintiff filed a motion for partial summary judgment seeking an
 26 order that its FOIA requests to Defendants are entitled to expedited processing. Dkt. No. 16.
 27 Plaintiff noticed a hearing date of February 10, 2011. Id. Under this Court's Local Rules, the
 28 *Stipulation to Alter Briefing Schedule No. 10-04892*

1 Government's opposition is currently due on January 20, 2011, and Plaintiff's reply is due on
2 January 27, 2011. See Civil L.R. 7-3.

3 Good cause supports a modification of this schedule. Government Counsel has
4 preexisting and long-standing international travel plans, which will make it difficult for the
5 Government to meet the January 20, 2011 deadline. Accordingly, on January 11, 2011,
6 Government Counsel spoke with Counsel for Plaintiff, Jennifer Lynch, and the parties agreed
7 that a short extension of the Government's time to file an opposition until January 25, 2011,
8 along with an extension of Plaintiff's time to file a reply until February 3, 2011, would be
9 appropriate. In addition, subject to the Court's approval, the parties agreed that it would be
10 appropriate to move the hearing on Plaintiff's motion from February 10, 2011 to February 17,
11 2011.

12 Other than the hearing date, this extension will not affect the schedule of this case. This
13 is the first extension requested by either party in the case.

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15 Dated: January 13, 2011

Respectfully Submitted,

17 TONY WEST
18 Assistant Attorney General

19 MELINDA HAAG
20 United States Attorney

21 ELIZABETH J. SHAPIRO
22 Deputy Director, Federal Programs Branch

23 /s/ Nicholas Cartier
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3 **ORDER**
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5 Pursuant to stipulation, Defendants' Opposition to Plaintiff's Partial Motion for
6 Summary Judgment (Dkt No. 16) shall be filed no later than **January 25, 2011**, and Plaintiff's
7 Reply shall be filed no later than **February 3, 2011**. The hearing noticed for Plaintiff's motion
8 is rescheduled to **February 17, 2011** at 1:30 p.m. in Courtroom 3, 17th Floor, San Francisco
9 before this Court. **SO ORDERED.**

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11 Dated: 1/13/11


12 RICHARD SEEBORG
13 United States District Judge
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