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 9 Attorneys for Defendant

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

12 ELECTRONIC FRONTIER,  
 13 FOUNDATION

14 Plaintiff,

15 v.

16 DEPARTMENT OF HOMELAND,  
 17 SECURITY,

18 Defendant.  
 19

Civil Action No. 10-cv-5526 (SI)

**STIPULATION TO ALLOW  
 TELEPHONIC APPEARANCE  
 AT JANUARY 28, 2011 HEARING**

20 Subject to the approval of the Court, the parties hereby stipulate to allow Nicholas  
 21 Cartier, Defense Counsel in Case No. 10-cv-5526 (SI), to appear telephonically at the January  
 22 28, 2011 hearing on Plaintiff’s Motion to Consolidate Cases. See Dkt. No. 10 (10-cv-5526).  
 23 Because Mr. Cartier works and resides in the District of Columbia allowing Counsel to appear  
 24 telephonically will save the time and expense of traveling across the country. Counsel believes  
 25 his ability to meaningfully participate in the hearing will not be impeded by appearing by  
 26 telephone.

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 28 *Stip. To Allow Telephonic Appearance, Civ. Action 10-5526*

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DATED: January 19, 2011

/s/ Nicholas Cartier  
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Trial Attorney, Federal Programs Branch  
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*Attorney for Defendant*

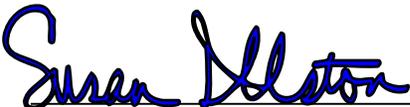
DATED: January 19, 2011

/s/ Jennifer Lynch  
ELECTRONIC FRONTIER FOUNDATION  
Jennifer Lynch, Esq. (240701)  
454 Shotwell Street  
San Francisco, CA 94110  
Telephone: (415) 436-9333  
Facsimile: (415) 436-9993

*Attorney for Plaintiff*

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

DATED:

  
SUSAN ILLSTON  
United States District Judge

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 19, 2011, I caused a copy of the foregoing to be served on counsel for Plaintiff via the Court's ECF system.

/s/ Nicholas Cartier  
NICHOLAS CARTIER

**GENERAL ORDER NO. 45(X) CERTIFICATION**

I attest that I have obtained the concurrence of Jennifer Lynch, counsel for Plaintiff, in the filing of this document.

/s/ Nicholas Cartier  
NICHOLAS CARTIER