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MICHAEL D. ALMY, JASON D. KNIGHT,
13 AND ANTHONY J. LOVERDE

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 MICHAEL ALMY, JASON KNIGHT, and
17 ANTHONY LOVERDE,

18 Plaintiffs,

19 v.

20 UNITED STATES DEPARTMENT OF
DEFENSE; ROBERT M. GATES, Secretary
of Defense; DEPARTMENT OF THE AIR
21 FORCE; MICHAEL B. DONLEY, Secretary,
Department of the Air Force; DEPARTMENT
22 OF THE NAVY; and RAY MABUS,
Secretary, Department of the Navy,

23 Defendants.
24

Case No. cv 10-5627 (RS)

**PLAINTIFFS' JOINT STIPULATION
SETTING FORTH REVISED
BRIEFING SCHEDULE DEADLINES**

Date: October 27, 2011

Time: 1:30 p.m.

Courtroom: 3, 17th Floor

JUDGE: HON. RICHARD SEEBORG

RECITALS

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2 1. Plaintiffs’ response to Defendants’ Motion to Dismiss or, in the alternative, Cross-
3 Motion for Summary Judgment (“Defendants’ Motion”) is currently due on September 2, 2011.
4 See ECF No. 46. Plaintiffs’ Reply in Support of their Partial Motion for Summary Judgment is
5 due the same day. *See id.*

6 2. Defendants’ Reply in Support of Defendants’ Motion is currently due on
7 September 9, 2011. *See id.*

8 3. To explore the possibility of resolution outside the Court, the parties have
9 stipulated, pursuant to Local Rule 6-1, to an extension of the date for Plaintiffs’ response to the
10 Defendants’ Motion from September 2, 2011 to October 6, 2011.

11 4. Defendants would then file a reply brief in support of Defendants’ Motion on or
12 before October 20, 2011.

13 5. The parties’ motions would be heard on October 27, 2011, if that date is available
14 on the Court’s calendar.
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Defendants will then file a reply brief in support of Defendants' Motion on or before October 20, 2011.

Pursuant to Local Rule 6-2 and 7-12, the parties jointly request an order changing the date for the hearing on Plaintiffs' Motion for Partial Summary Judgment and Defendants' Motion to October 27, 2011, and an order setting forth the above briefing schedule regarding the parties' motions.

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STEPHANIE L. FONG
KIMBERLY R. GOSLING
JESSICA ANNE ROBERTS
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By: /s/ M. ANDREW WOODMANSEE
M. ANDREW WOODMANSEE

Attorneys for Plaintiffs
MICHAEL ALMY, JASON KNIGHT,
AND ANTHONY LOVERDE

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I declare under penalty of perjury that the foregoing declaration is true and correct.

Executed on September 2, 2011, in the City of San Diego, State of California.

Attorneys for Plaintiffs

Attorneys for the Federal Defendants

PROPOSED ORDER

It is hereby **ORDERED** that, Plaintiffs will file their (1) Reply in Support of their Partial Motion for Summary Judgment, ECF Nos. 43-44, and (2) Opposition to Defendants' Motion to Dismiss or, in the alternative, Cross-Motion for Summary Judgment ("Defendants' Motion"), ECF 49, on or before October 6, 2011. Defendants will then file a reply brief in support of Defendants' Motion, on or before October 20, 2011. The parties' motions would then be heard on October 27, 2011 at 1:30 p.m.

IT IS SO ORDERED,

Dated: _____, 2011

Judge Richard Seeborg
United States District Court