

JAMES M. BYRNE (SBN # 98038)  
Law Offices of James M. Byrne  
1374 Pacific Avenue  
San Francisco, Ca 94109  
(415) 777-4444; (415) 292-1414

Attorney for Plaintiffs,

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

MARK ANTHONY DUNNE; )  
AUDREY GRACE FITZSIMMONS , )  
 )  
 )  
 )  
 Plaintiffs, )

vs.

DEPARTMENT OF HOMELAND )  
SECURITY; ATTORNEY GENERAL )  
ERIC H. HOLDER, Jr.; IMMIGRATION )  
AND CUSTOMS ENFORCEMENT; )  
TIMOTHY S. AITKEN, )  
 )  
 )  
 Defendants. )

Case No. 3:10-cv05636-EMC

**STIPULATION TO EXTEND DATES,  
RESCHEDULE HEARING DATE AND  
AND [~~PROPOSED~~] ORDER**

Date: July 22, 2011  
Time: 9:00 a.m.  
Place: San Francisco Courthouse

The Honorable Jeffery S. White

Plaintiffs, by and through his and her attorney of record, and Defendants, by and through their attorneys of record, stipulate to the following:

1. Defendants filed a motion to dismiss the Plaintiffs' original complaint.

2. The parties hereby respectfully request this Court to order an extension of time which the Plaintiffs must serve their response to the above-mentioned motion to dismiss by June 20, 2011, with the Defendant's reply due by June 27, 2011.

3. Also, the parties hereby respectfully request this Court to order that the hearing be moved from July 22, 2011 at 9A.M. to August 5, 2011 at 9A.M. due to the vacation plans of Plaintiffs' attorney.

1 Respectfully submitted,  
2 Dated: June 16, 2011

/s/James M. Byrne \_\_\_\_\_  
JAMES M. BYRNE

3  
4 Law Offices of James M. Byrne  
1374 Pacific Avenue  
5 San Francisco, CA 94109  
(415) 777-4444  
6 Fax: (415) 292-1414  
7 Email: [JByrne@byrne-law.net](mailto:JByrne@byrne-law.net)

8 Dated: June 16, 2011

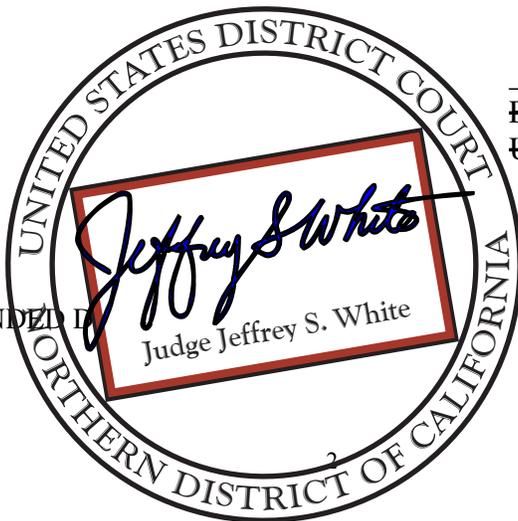
/s/ Katherine E.M. Goettel \_\_\_\_\_  
KATHERINE E.M. GOETTEL  
9 Trial Attorney  
10 United States Department of Justice  
Civil Division  
11 Office of Immigration Litigation  
District Court Section  
12 P.O. Box 688, Ben Franklin Station  
Washington D.C. 20044  
13 (202) 532-4115  
14 Fax: (202) 305-7000  
15 Email: [kate.goettel@usdoj.gov](mailto:kate.goettel@usdoj.gov)

16  
17  
18  
19 **ORDER**

20 Pursuant to stipulation, IT IS SO ORDERED. Plaintiffs must submit their response on or before  
21 June 20, 2011. Defendants must submit a reply on or before June 27, 2011.  
22 The hearing is continued to September 16, 2011 at 9:00 a.m.

23  
24 Date: June 17, 2011

\_\_\_\_\_  
EDWARD M. CHEN  
United States Magistrate Judge



25  
26  
27  
28 STIPULATION FOR EXTENDED FILING  
Case No. C 10-5636