

1 LESTER J. MARSTON, California State Bar No. 081030
 2 DAVID J. RAPPORT, California State Bar No. 054384
 3 RAPPORT AND MARSTON
 4 405 West Perkins Street, P.O. Box 488
 5 Ukiah, CA 95482
 Telephone: 707-462-6846
 Facsimile: 707-462-4235
 e-mail: marston1@pacbell.net
drapport@pacbell.net

6 TRACY EDWARDS, California Bar No. 195402
 7 NEAL MALMSTEN, California Bar No. 237487
 8 OFFICE OF THE TRIBAL ATTORNEY
 9 REDDING RANCHERIA
 10 2000 Redding Rancheria Road
 Redding, CA 96001
 Telephone: 530-225-8979
 Facsimile: 530-241-1879
 e-mail: tracye@redding-rancheria.com
nealm@redding-rancheria.com

11 SARA DUTSCHKE SETSHWAELO, California Bar No. 244848
 12 SNR DENTON US LLP
 13 525 Market Street, 26th Floor
 San Francisco, CA 94105-2708
 Telephone: 415-882-5000
 Facsimile: 415-882-0300
 e-mail: sara.setshwaelo@snrdenton.com

14 Attorneys for Plaintiff
 15 Redding Rancheria

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA

19 REDDING RANCHERIA,)	Case No. CV 11-01493 SC
)	
20 Plaintiff,)	STIPULATION FOR FILING OF OVERSIZED
)	BRIEFS, SCHEDULING BRIEFING, AND
21 v.)	ORDER THEREON
)	
22 KENNETH SALAZAR, in his official)	
23 capacity as the Secretary of the United)	
24 States Department of the Interior, and)	
LARRY ECHO HAWK, in his official)	
25 capacity as the Assistant Secretary for)	
Indian Affairs for the United States)	
26 Department of the Interior,)	
)	
27 Defendants.)	
)	

1 The parties, recognizing the complexity of the issues raised in this case, the size of the
2 administrative record, and given the fact that this case raises legal issues of first impression that
3 have never been addressed by a federal court before, hereby stipulate, by and through their
4 respective undersigned legal counsel, as follows:

5 1. On or before September 30, 2011, the plaintiff and defendants will file their cross-
6 motions for summary judgment pursuant to Fed. R. Civ. P. 56, together with supporting
7 memoranda of points and authorities and appropriate supporting documents with this Court. Each
8 moving party may file an oversized memorandum of points and authorities not to exceed thirty-
9 five (35) pages in length.

10 2. On or before October 28, 2011, any party may file a memorandum of points and
11 authorities in opposition to the other party's motion for summary judgment not to exceed twenty-
12 five (25) pages, pursuant to Civil Local Rule ("L.R.") 7-3(a).

13 3. On or before November 14, 2011, any moving party responding to a brief filed in
14 opposition to a motion for summary judgment may file a reply brief not to exceed fifteen (15)
15 pages, pursuant to Civil Local Rule ("L.R.") 7-3(c).

16 4. The parties respectfully ask the Court to set December 2, 2011, at 10:00 a.m. for
17 the hearing of their cross-motions for summary judgment.

18 5. In view of the parties stipulation to the foregoing briefing schedule for cross-
19 motions for summary judgment, the parties respectfully ask the Court to vacate the Case
20 Management Conference on the calendar for September 23, 2011.

21 6. With the filing of this Stipulation, the parties request that the Court enter an order
22 approving the Stipulation.

23 DATED: September 12, 2011

RAPPORT AND MARSTON

24 By: _____
25 /s/
26 Lester J. Marston
27 Attorneys for Plaintiff Redding Rancheria
28

26 //
27 //
28 //

1 DATED: September 12, 2011

MELINDA L. HAAG
United States Attorney

2

/s/

3

By: _____

4

CHARLES M. O'CONNOR,
Assistant U. S. Attorney

5

IGNACIA S. MORENO
Assistant Attorney General
MATTHEW M. MARINELLI (ILBN 6277967)
United States Department of Justice
Trial Attorney

6

7

8

Attorneys for the Defendants

9

10

ORDER

11

Having read the foregoing Stipulation of the parties, and good cause appearing therefor,

12

IT IS HEREBY ORDERED that the parties' request to file oversized briefs, follow the

13

briefing schedule set forth herein above, set the hearing of their cross-motions for December 2,

14

2011 at 10:00 a.m., and vacate the Case Management Conference scheduled on September 23,

15

2011, in accordance with the above Stipulation, is hereby approved.

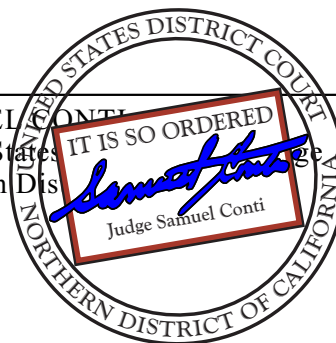
16

DATED: 9/13, 2011

17

18

SAMUEL CONTI
United States
Northern Dis



19

20

21

22

23

24

25

26

27

28