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United States Department of Commerce

16 **IN THE UNITED STATES DISTRICT COURT**
 17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 18 **SAN FRANCISCO DIVISION**

| | | | |
|----|---------------------------------|---|-----------------------------------|
| 20 | ELECTRONIC FRONTIER FOUNDATION, |) | Case No. 3:12-cv-3683-TEH |
| 21 | |) | |
| 22 | Plaintiff, |) | |
| 23 | v. |) | STIPULATION AND [PROPOSED] |
| 24 | DEPARTMENT OF COMMERCE, |) | ORDER ON SUMMARY JUDGMENT |
| 25 | |) | BRIEFING SCHEDULE |
| 26 | Defendant. |) | Place: Courtroom 12, 19th Floor |
| 27 | |) | Judge: Hon. Thelton E. Henderson |
| 28 | |) | IT IS SO ORDERED AS MODIFIED |

1 Plaintiff Electronic Frontier Foundation (“EFF”) and Federal Defendant the United States
2 Department of Commerce hereby stipulate as follows and request that the Court order the same.

3 The parties previously stipulated to following briefing schedule:

4 Defendant’s Motion for Summary Judgment due: January 22, 2013.

5 Plaintiff’s combined Opposition to Defendant’s Motion/Cross-Motion for Summary
6 Judgment due: February 20, 2013.

7 Defendant’s combined Opposition to Plaintiff’s Cross-Motion/Reply brief due: March 22,
8 2013.

9 Plaintiff’s Reply brief in support of its Motion for Summary Judgment due: April 5, 2013.

10 Hearing on Motions for Summary Judgment: April 29, 2013.

11 The parties have agreed to a short mutual four-business day extension for Defendant’s
12 combined Opposition to Plaintiff’s Cross-Motion/Reply brief due, currently due March 22, 2013
13 and Plaintiff’s Reply brief in support of its Motion for Summary Judgment, currently due April 5,
14 2013. Accordingly, the parties stipulate and hereby agree that the due date for Defendant’s
15 combined Opposition to Plaintiff’s Cross-Motion/Reply brief is continued from March 22, 2013 to
16 March 28, 2013 and the due date for Plaintiff’s Reply brief in support of its Motion for Summary
17 Judgment is continued from April 5, 2013 to April 11, 2013. The parties agree that, if still
18 convenient for the Court, the hearing date shall remain the same: April 29, 2013.

19 **SO STIPULATED.**

20 Respectfully submitted,

21 Dated: March 19, 2013

22 /s/ Mark Rumold
23 ELECTRONIC FRONTIER FOUNDATION
24 *Attorney for Plaintiff*

25 MELINDA HAAG
26 United States Attorney

27 Dated: March 19, 2013

28 /s/ Victoria R. Carradero
Assistant U.S. Attorney
Attorneys for Federal Defendant

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DECLARATION PURSUANT TO GENERAL ORDER 45

I, Victoria R. Carradero, attest that I have obtained the concurrence of Mark Rumold, Counsel for Plaintiff, in the filing of this document.

Executed on March 19, 2013, in San Francisco, California.

/s/ Victoria R. Carradero
Victoria R. Carradero

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

The due date for Defendant’s combined Opposition to Plaintiff’s Cross-Motion/Reply brief is continued to March 28, 2013 and the due date for Plaintiff’s Reply brief in support of its Motion for Summary Judgment is continued to April 11, 2013. The hearing date on the parties’ cross-motions for summary judgment shall ~~remain the same~~ be Monday, May 6, 2013, at 10:00 a.m.

DATE: March 19, 2013

