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10 Attorneys for Defendant CHUCK HAGEL

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

15 MARY JENNINGS HEGAR, JENNIFER HUNT,
 16 ALEXANDRA ZOE BEDELL, COLLEEN
 FARRELL, and SERVICE WOMEN’S ACTION
 17 NETWORK,

18 Plaintiffs,

19 v.

20 CHUCK HAGEL, Secretary of Defense,

21 Defendant.

CASE NO. C 12-06005 EMC

**STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE INITIAL
 CASE MANAGEMENT
 CONFERENCE SET FOR JULY 18,
 2013 AND ADR DEADLINES**

1 Defendant Chuck Hagel,¹ Secretary of Defense (“Secretary”) and Plaintiffs Mary
2 Jennings Hegar, Jennifer Hunt, Alexandra Zoe Bedell, Colleen Farrell, and Service
3 Women’s Action Network (collectively, “the parties”), by and through their respective
4 counsel, hereby stipulate as follows:

5 1. On November 27, 2012, Plaintiffs filed their Complaint for Declaratory and
6 Injunctive Relief challenging as unconstitutional the 1994 direct ground combat definition
7 and assignment rule, and the Court issued an Order Setting Initial Case Management
8 Conference and ADR Deadlines;

9 2. On January 24, 2013, the Secretary rescinded the 1994 direct ground combat
10 definition and assignment rule and directed the Military Services to submit plans to him by
11 May 15, 2013, for implementation of this policy change;

12 3. In light of the above, on January 29, 2013, the parties filed a stipulation with
13 the Court agreeing to meet and confer within three weeks of the deadline for submitting the
14 implementation plans and to allow the Secretary thirty (30) days after that meet and confer
15 to respond to the Complaint;

16 4. On February 7, 2013, the parties filed a stipulation and proposed order with
17 the Court to continue the initial case management conference and ADR deadlines, and on
18 February 8, 2013, the Court ordered revision of the initial case management conference and
19 ADR deadlines set forth in the November 27, 2012 Order as follows:

20 6/15/2013 Last day to: meet and confer re: initial disclosures, early settlement,
21 ADR process selection, and discovery plan; file ADR Certification
22 signed by Parties and Counsel; file either Stipulation to ADR Process
23 or Notice of Need for ADR Phone Conference
24
25
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27 ¹ Pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, Chuck Hagel,
28 Secretary of Defense, is automatically substituted for Leon Panetta, former Secretary of
Defense, who is named in the Complaint.

1 from July 18, 2013, to October 3, 2013, which is 14 days after the Secretary's response to
2 the Complaint is due; and that the deadline for the parties' Rule 26(f) Report, initial
3 disclosures or statement of objection in Rule 26(f) Report, and Case Management Statement
4 be continued to September 12, 2013.

5 ACCORDINGLY, the parties respectfully request that the Court revise the initial
6 case management conference and ADR deadlines set forth in the February 8, 2013 Order as
7 follows:

- 8 8/30/2013 Last day to: meet and confer re: initial disclosures, early settlement,
9 ADR process selection, and discovery plan; file ADR Certification
10 signed by Parties and Counsel; file either Stipulation to ADR Process
11 or Notice of Need for ADR Phone Conference
- 12 9/26/2013 Last day to file Rule 26(f) Report, complete initial disclosures or state
13 objection in Rule 26(f) Report, and file Case Management Statement
14 per the Court's Standing Order re Contents of Joint Case
15 Management Statement
- 16 10/3/2013 Initial Case Management Conference

17 IT IS SO STIPULATED.

18 DATED: June 7, 2013

19
20 MUNGER, TOLLES & OLSON LLP
21 STEVEN M. PERRY, ESQ.
ROSEMARIE T. RING, ESQ.

22 AMERICAN CIVIL LIBERTIES UNION
23 FOUNDATION OF NORTHERN
CALIFORNIA, INC.
24 ELIZABETH GILL, ESQ.

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25
26 /s/ Steven M. Perry
27 STEVEN M. PERRY
Attorneys for Plaintiffs
(Electronic signature authorized
28 verbally to counsel)

/s/ Caroline Lewis Wolverton
CAROLINE LEWIS WOLVERTON
U.S. Department of Justice
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PURSUANT TO THE PARTIES' STIPULATION, IT IS HEREBY ORDERED

THAT:

The initial case management conference and ADR deadlines are revised as follows:

- 8/30/2013 Last day to: meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan; file ADR Certification signed by Parties and Counsel; file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference
- 9/26/2013 Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report, and file Case Management Statement per the Court's Standing Order re Contents of Joint Case Management Statement
- 10/3/2013 Initial Case Management Conference

DATED: _____ 6/11 _____, 2013

Edward M. Chen
United States District Judge

