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 9 IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11	CENTER FOR BIOLOGICAL DIVERSITY, et al.,)	Case No.: 3:15-cv-05754-JST
12	Plaintiffs,)	SECOND STIPULATED REQUEST TO EXTEND TIME TO FILE MOTION FOR ATTORNEYS' FEES
13	vs.)	
14	U.S. FISH & WILDLIFE SERVICE, et al.,)	
15	Defendants,)	and
16	and)	PROPOSED ORDER
17	SISKIYOU COUNTY, et al.,)	(Civ. L.R. 6-2)
18	Defendant Intervenors.)	

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 20 WHEREAS, by stipulated order dated May 12, 2017 (ECF Doc. 73), this Court extended the
 21 deadline for Plaintiffs to file a motion for an award of the attorneys' fees and costs incurred in this
 22 case until 60 days after the conclusion of any and all appeals;

23 WHEREAS, on October 26, 2017, the Court of Appeals granted Defendants' motion for
 24 voluntary dismissal of their appeal in this case and returned mandate to this Court;

25 WHEREAS, all appeals having been concluded, Plaintiffs motion for attorneys' fees and
 26 costs is currently due on or before December 25, 2017;

27 WHEREAS, by letter dated October 27, 2017, Plaintiffs provided Defendants with an offer to
 28 settle their claim for attorneys' fees and costs;

1 WHEREAS, Plaintiffs and Defendants wish to engage in good faith negotiations in an effort
2 to settle Plaintiffs' claim for attorneys' fees without further expenditure of judicial resources;

3 WHEREAS, Defendants are still in the process of reviewing Plaintiffs' offer of settlement
4 and require additional time to prepare a response regarding the payment of reasonable attorneys' fees
5 and costs in the matter;

6 WHEREAS, if the parties reach an agreement in principle, the proposed sixty-day extension
7 would also enable the parties to draft settlement documents and obtain the necessary approvals from
8 official within the Department of Justice and the Department of Interior;

9 NOW THEREFORE, the parties, by and through their undersigned counsel of record, hereby
10 stipulate and request that the December 25, 2017 deadline for Plaintiffs to file a motion for an award
11 of attorneys' fees under 16 U.S.C. § 1540(g)(4) be extended by 60 days, to February 23, 2018.

12 Respectfully submitted,

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15 Dated: Dec. 1, 2017

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26 Dated: Dec. 1, 2017

/s/ Nicole M. Smith
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Attorneys for Defendant-Intervenors

~~PROPOSED~~ ORDER

Pursuant to stipulation, IT IS SO ORDERED. The deadline for Plaintiffs to file a motion for an award of attorneys' fees under 16 U.S.C. § 1540(g)(4) is extended to February 23, 2018.

Dated: December 4, 2017


Hon. Jon S. Tigar
United States District Court Judge