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14 DEPARTMENT OF HOMELAND SECURITY

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION
18

19 SAI,) No. 16-cv-01024 JST
20 Plaintiff,) **STIPULATION AND ~~PROPOSED~~ ORDER RE**
21 v.) **FURTHER STAY PENDING ADR**
22 COVENANT AVIATION SECURITY, LLC, et) The Honorable Jon S. Tigar
23 al.,)
24 Defendants.)

1 Having met and conferred, the undersigned the parties to stipulate as follows:

2 WHEREAS, following appointment of Pro Bono Counsel, Plaintiff dismissed from this case
3 individual defendants Champagne Ellison, Kristy Akens, John Aclado and Michael Snead. (ECF 232);

4 WHEREAS, this action has been stayed for all purposes other than ADR and the current stay
5 expires on March 4, 2019 (ECF 241);

6 WHEREAS, on December 13, 2018, the parties participated in an all-day settlement conference
7 with Magistrate Judge Sallie Kim;

8 WHEREAS, following the December 13, 2018 settlement conference, plaintiff and defendant
9 Covenant Aviation Security, LLC (Covenant) reached a settlement agreement, that agreement has been
10 reduced to writing, and Plaintiff will dismiss Covenant from this action in the near future;

11 WHEREAS, Plaintiff and the government did not reach a settlement, but are engaged in
12 potentially productive discussions with the assistance of Judge Kim and remain hopeful that an informal
13 resolution can be reached;

14 WHEREAS, the parties participated in further telephone conference with Judge Kim on February
15 26, 2019, and agreed to continue their ADR efforts;

16 WHEREAS, the parties submit that it would conserve resources to permit those ADR efforts to
17 go forward and that an addition five-week stay would facilitate settlement discussions;

18 WHEREAS, the parties are scheduled to have another ADR call with Judge Kim on March 26,
19 2019, at 9:00 a.m.

20 WHEREAS, a further case management conference is currently scheduled herein for March 13,
21 2019;

22 WHEREFORE, Plaintiff Sai and Defendant Secretary of the Department of Homeland Security
23 jointly and respectfully ask that:

24 1. The stay previously entered in this matter continue five more weeks, until April 8, 2019, in order
25 to facilitate settlement discussions; and

26 2. The further case management conference be continued until after April 8, 2019. (Counsel for
27 Defendant requests that it not be set the week of April 15, as she will be on vacation with her family.)
28

1 DATED: February 27, 2019

Respectfully submitted,

2 DAVID L. ANDERSON
United States Attorney

3 /s/ Wendy M. Garbers
4 WENDY M. GARBERS
Assistant United States Attorney

7 DATED: February 27, 2019

BAKER BOTTS LLP

9 /s/ Navi Singh Dhillon *
10 NAVI SINGH DHILLON
Attorneys for Plaintiff SAI

11 **In compliance with Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty of*
12 *perjury that all signatories have concurred in the filing of this document.*

15 **~~PROPOSED~~ ORDER**

16 PURSUANT TO STIPULATION, it is hereby ordered that the stay previously entered in this
17 matter continue until April 8, 2019. The March 13, 2019 CMC herein is hereby continued until
18 April 24, 2019 at 2:00, with statements due on April 17, 2019.

20 Dated: February 28, 2019

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22
23 HONORABLE JON S. TIGAR
United States District Judge