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9 ASSOCIATION

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

13 YUOK TRIBE, PACIFIC COAST  
FEDERATION OF FISHERMEN'S  
14 ASSOCIATIONS, and INSTITUTE FOR  
FISHERIES RESOURCES,  
15  
Plaintiffs,  
16  
v.  
17 U.S. BUREAU OF RECLAMATION and  
NATIONAL MARINE FISHERIES SERVICE,  
18  
Defendants,  
19  
and  
20  
KLAMATH WATER USERS ASSOCIATION,  
21 THE KLAMATH TRIBES, and KLAMATH  
IRRIGATION DISTRICT,  
22  
Intervenor-Defendants

23 UNITED STATES OF AMERICA,  
24  
Cross-Claimant,  
25  
YUOK TRIBE, PACIFIC COAST  
FEDERATION OF FISHERMEN'S  
26 ASSOCIATIONS, and INSTITUTE FOR  
FISHERIES RESOURCES,  
27  
Joined as Cross-Claimants,  
28

Case No. 3:19-cv-04405-WHO  
(Related Case No. 3:16-cv-04294-WHO)  
(Related Case No. 3:16-cv-06863-WHO)

**STIPULATION AND [PROPOSED]  
ORDER TO ENLARGE TIME ON  
CROSS-MOTIONS FOR SUMMARY  
JUDGMENT**

DATE: November 9, 2022  
TIME: 2:00 p.m.  
Courtroom 2, 17<sup>th</sup> Floor

Judge: Honorable William H. Orrick

1 v.  
2 KLAMATH WATER USERS ASSOCIATION  
3 and OREGON WATER RESOURCES  
4 DEPARTMENT,  
5 Crossclaim-Defendants,  
6 and  
7 KLAMATH IRRIGATION DISTRICT,  
8 Intervenor-Defendant.  
9  
10 KLAMATH WATER USERS ASSOCIATION,  
11 Counterclaimant,  
12 v.  
13 UNITED STATES OF AMERICA,  
14 Counterclaim-Defendant.  
15  
16 OREGON WATER RESOURCES  
17 DEPARTMENT,  
18 Counterclaimant,  
19 v.  
20 UNITED STATES OF AMERICA,  
21 Counterclaim-Defendant.

22 Per Local Rule 6-2, Crossclaim Defendant Oregon Water Resources Department  
23 (OWRD); Plaintiffs Yurok Tribe, Pacific Coast Federation of Fishermen’s Associations, and  
24 Institute for Fisheries Resources (collectively, “Plaintiffs”); Defendant and Crossclaimant United  
25 States of America; Crossclaim Defendant Klamath Water Users’ Association (KWUA);  
26 Intervenor Klamath Tribes; and Intervenor Klamath Irrigation District (KID) (all, collectively,  
27 “the Parties”) submit this stipulation and proposed order to enlarge time on the briefing schedule  
28 for the parties’ cross-motions for summary judgment by four days.

The reason for the requested extension is that KWUA’s lead counsel on this matter had complications related to her pregnancy that required medical attention. Counsel has now returned to work and resumed work on this matter with her co-counsel. The four-day extension will give KWUA’s litigation team adequate time to prepare KWUA’s opposition and cross-

1 motion for summary judgment.

2 The Parties previously stipulated to a two-week extension of the deadline for oppositions  
3 to the United States' and Plaintiffs' motions for summary judgment and cross-motions for  
4 summary judgment. ECF Nos. 1034, 1035. The Parties also previously stipulated to an  
5 extension of OWRD's responsive-pleading deadline. ECF No. 990. The Parties have not  
6 requested or received any other extensions of time since OWRD appeared in this action.

7 Accordingly, the Parties stipulate as follows:

8 1. The deadline for all oppositions to the United States' and Plaintiffs' motions for  
9 summary judgment and cross-motions for summary judgment will be extended by four days from  
10 July 25, 2022, to July 29, 2022.

11 2. The deadline for the United States and Plaintiffs to file their respective reply and  
12 cross-motion opposition briefs will be 45 days from July 29, 2022, which is September 12, 2022.

13 3. The deadline for all reply briefs in support of the cross-motions for summary  
14 judgment will be 45 days from September 12, 2022, which is October 27, 2022.

15 4. Counsel for the parties remain available for the November 9, 2022 hearing date. If  
16 the Court prefers to reschedule the hearing date to a later date, counsel have conferred regarding  
17 their availability in November 2022. Counsel for the Klamath Tribes, United States, and  
18 Plaintiffs are not available the week of November 21. Counsel for the parties are available all  
19 other dates in November 2022.

20 **IT IS SO STIPULATED.**

21 DATED July 20, 2022

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***Attorneys for Klamath Irrigation District***

23 I, Brittany K. Johnson, attest that each of the other signatories concurred in the filing of  
24 this document on today's date.

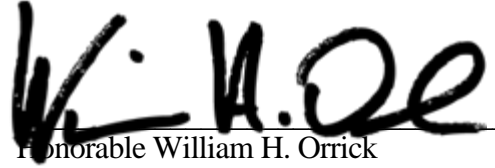
25 s/ Brittany K. Johnson  
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. The hearing on the motions will be held on November 30, 2022, at 2 p.m.

DATED: July 20, 2022



Honorable William H. Orrick  
United States District Court Judge