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 and  
 12 LAWYERS' COMMITTEE FOR CIVIL RIGHTS  
 OF THE SAN FRANCISCO BAY AREA

13  
 14 \*Additional counsel for plaintiffs listed on following page

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

18  
 19 AMERICAN CIVIL LIBERTIES UNION OF  
 NORTHERN CALIFORNIA and  
 20 LAWYERS' COMMITTEE FOR CIVIL  
 RIGHTS OF THE SAN FRANCISCO BAY  
 21 AREA,

PJH 08-2744

**STIPULATION AND [PROPOSED]  
 ORDER**

22 Plaintiffs,

23 v.

24 U.S. IMMIGRATION AND CUSTOMS  
 ENFORCEMENT, an agency of the  
 25 Department of Homeland Security,

26 Defendant.

1 Additional counsel:

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1 Plaintiffs American Civil Liberties Union of Northern California and Lawyers'  
2 Committee for Civil Rights of the San Francisco Bay Area (collectively, "Plaintiffs") and  
3 Defendant U.S. Immigration and Customs Enforcement (hereafter, "Defendant"), by and through  
4 their undersigned counsel, hereby stipulate as follows:

5 1. WHEREAS, on October 15, 2009, this Court issued an order setting the schedule  
6 for summary judgment briefing as follows:

7 (a) Defendant's Motion for Summary Judgment is due on December 2, 2009;

8 (b) Plaintiffs' Opposition/Cross-Motion is due on January 6, 2010;

9 (c) Defendant's Reply/Opposition is due on January 27, 2010;

10 (d) Plaintiffs' Reply is due on February 17, 2010;

11 (e) Summary Judgment Hearing is to be held on March 17, 2010;

12 2. WHEREAS, since October 15, 2009, the parties have been actively engaged in  
13 settlement discussions and have exchanged a draft settlement agreement and proposed order  
14 whose terms are currently being negotiated;

15 3. WHEREAS, both parties require additional time to finalize the terms of the draft  
16 settlement agreement in this action.

17 THEREFORE, for the convenience of all parties, the parties hereby STIPULATE AND  
18 JOINTLY REQUEST THAT THE COURT:

19 (1) Vacate the current summary judgment briefing schedule;

20 (2) Allow the parties an additional 60 days, until February 1, 2010, to continue their  
21 settlement negotiations and finalize their proposed settlement agreement.

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Dated: November 23, 2009

/s/ Isaac R. Campbell

/s/ Kathleen D. Patterson

JOHN R. TYLER  
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Attorneys for Defendant

Attorneys for Plaintiffs

*I hereby attest that I have on file written permission to sign this joint status report from all parties whose signatures are indicated by a "conformed" signature (/s/) within this e-filed document.*

/s/ Kathleen D. Patterson

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**ORDER**

Pursuant to stipulation, and good cause appearing therefore, IT IS HEREBY ORDERED that the parties' summary judgment briefing schedule is vacated, and the parties are granted an additional 60 days, until February 1, 2010, to continue their settlement negotiations and finalize their proposed settlement agreement.

**IT IS SO ORDERED.**  
December 2  
Dated: ~~November~~ \_\_\_\_, 2009

