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12 Attorneys for Federal Defendant

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 15 UNITED STATES DISTRICT COURT  
 16 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 17 SAN FRANCISCO DIVISION  
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19 TURTLE ISLAND RESTORATION  
 NETWORK and MAYPORT VILLAGE CIVIC  
 20 ASSOCIATION,  
 21 Plaintiffs,  
 22 v.  
 23 UNITED STATES DEPARTMENT OF STATE,  
 24 Defendant.

No. 4:09-cv-05239-CW  
 STIPULATION AND ORDER CONTINUING  
 CASE MANAGEMENT CONFERENCE - **AS  
 MODIFIED**  
 Date: May 4, 2010  
 Time: 2:00 p.m.  
 Courtroom No. 2  
 Hon. Claudia Wilken

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 28 *Turtle Island Restoration Network, et al. v. U.S. Department of State*, No. 4:09-cv-05239-CW  
 Stipulation and Proposed Order Continuing Case Management Conference

1 Plaintiffs Turtle Island Restoration Network and Mayport Village Civic Association and Defen-  
2 dant U.S. Department of State hereby stipulate, pursuant to Civil L.R. 6-2, to a continuance of the Case  
3 Management Conference, subject to approval by this Court. In support of this stipulation, the parties  
4 represent as follows:

5 1. A Case Management Conference is currently scheduled in this matter for May 4, 2010, at  
6 2:00 p.m. [Dkt. #9]. (Declaration of David B. Glazer (“Glazer Decl.”) ¶ 2.)

7 2. The Defendant filed a motion for judgment on the pleadings on March 19, 2010 [Dkt.  
8 #17]. (Glazer Decl. ¶ 3.)

9 3. The Defendant stipulated to Plaintiffs’ request for an enlargement of the briefing  
10 schedule for the motion for judgment on April 7, 2010 [Dkt. #19] and again on April 12, 2010 [Dkt.  
11 #20]. (Glazer Decl. ¶ 4.) The second request asked the Court to schedule a hearing on Defendants’  
12 motion for June 3, 2010. (*Id.*) The Court approved that request on April 23, 2010 [Dkt. #22]. (*Id.*)

13 4. Because the Case Management Conference is currently scheduled to be held one month  
14 before the motion for judgment will be heard, it would be appropriate to reschedule the Case Manage-  
15 ment Conference for a date after the motion is resolved. If resolution of the motion does not dispose of  
16 this case in its entirety, the parties propose that the Conference be set for a date approximately two  
17 weeks after a decision on the motion.

18 5. The parties previously stipulated to an extension of time for Defendant to respond to the  
19 complaint, pursuant to Civil L.R. 6-1(a) on December 31, 2009 [Dkt #10]. (Glazer Decl. ¶ 5.) The par-  
20 ties stipulated to a further extension of the time for a response to the complaint on February 4, 2010  
21 [Dkt. #14], which the Court granted on February 5, 2010 [Dkt. #15].<sup>1</sup> (*Id.*)

22 6. Other than as set out in Paragraphs 3 and 5, above, there have been no other requests for  
23 extension or continuance. (Glazer Decl. ¶ 6.)

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27 <sup>1</sup> Defendant filed its answer on February 19, 2010 [Dkt. #16].

1 SO STIPULATED:

2 FOR THE PLAINTIFFS

3 DATED: April 30, 2010

4 /s/Deborah Ann Sivas  
5 [Concurrence obtained per General Order 45.X]  
6 DEBORAH ANN SIVAS  
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9 FOR THE DEFENDANT

10 DATED: April 30, 2010

11 IGNACIA S. MORENO  
12 Assistant Attorney General  
13 Environment & Natural Resources Division

12 /s/David B. Glazer  
13 DAVID B. GLAZER  
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23 ATTORNEY ATTESTATION OF CONCURRENCE

24 I hereby attest that I have obtained Plaintiffs' concurrence in this filing, indicated by the signa-  
25 ture of Plaintiffs' counsel represented by a "conformed" signature ("/s/") within this e-filed document.

26 Dated: April 30, 2010

27 /s/David B. Glazer  
28 DAVID B. GLAZER

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ORDER

Upon consideration of the Stipulation set out above, it is hereby ORDERED that the Case Management Conference, currently set for May 4, 2010, is **continued to June 3, 2010 at 2:00 p.m.**

Dated: April 30, 2010

  
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CLAUDIA WILKEN  
United States District Judge

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CERTIFICATE OF SERVICE

I, David B. Glazer, hereby certify that, on April 30, 2010, I caused the foregoing to be served upon counsel of record through the Court’s electronic service system.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: April 30, 2010

/s/ David B. Glazer  
David B. Glazer