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8 Attorneys for Federal Defendants

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 OAKLAND DIVISION

12 BRENDAN HUERTA,	)	<b>CASE NO. CV 16-00434 KAW</b>
	)	
13 Plaintiff,	)	
	)	<b>STIPULATION AND <del>PROPOSED</del> ORDER</b>
14 v.	)	<b>RESCHEDULING HEARING AND</b>
	)	<b>CONTINUING CASE MANAGEMENT</b>
15 UNITED STATES DEPARTMENT OF	)	<b>CONFERENCE</b>
16 AGRICULTURE, AGRICULTURE	)	
17 RESEARCH SERVICE, DOES 1-20,	)	
	)	
18 Defendants.		

19 This case was originally scheduled for a case management conference on April 26, 2016. Upon  
20 the stipulated request of the parties, the case management conference was continued to May 24, 2016.

21 The Federal Defendants have filed a motion to dismiss, with a hearing date of June 16, 2016.  
22 Plaintiff’s counsel has advised that he is not available that morning, due a previously-scheduled court  
23 appearance. The parties agree that, in the interest of judicial economy, the case management conference  
24 should be scheduled on or after the date of the motion hearing.

25 In order to accommodate these and other scheduling issues, the parties HEREBY STIPULATE  
26 AND REQUEST as follows:

27 The hearing on the Federal Defendants’ motion to dismiss will take place on July 7 at 11:00 AM.

28 The case management conference will be continued to the date and time of the hearing on the

STIPULATION RE HEARING DATE AND TO CONTINUE CMC AND ~~PROPOSED~~ ORDER  
CASE NO. CV 16-00434 KAW

1 motion to dismiss, *i.e.*, July 7, 2016 at 11:00 AM. Other case management dates will be continued  
2 accordingly. Alternatively, at the Court's option, the currently scheduled case management conference  
3 may be vacated and reset after a decision on the motion to dismiss.

4 IT IS SO STIPULATED.

5 Respectfully submitted,

6 Dated: March 30, 2016

BRIAN J. STRETCH  
UNITED STATES ATTORNEY

7 /s/

8 By: \_\_\_\_\_  
9 CLAIRE T. CORMIER<sup>1</sup>  
Assistant U.S. Attorney

10 Dated: March 30, 2016

BRADY LAW GROUP

11 /s/

12 By: \_\_\_\_\_  
13 STEVEN J. BRADY  
Attorney for Plaintiff

14 ~~**PROPOSED**~~ **ORDER**

15 Pursuant to the stipulation of the parties and good cause appearing, IT IS HEREBY ORDERED  
16 THAT:

17 The hearing on the Federal Defendants' motion to dismiss will take place on July 7, 2016 at  
18 11:00 AM.

19 August 9, 2016 at 1:30 p.m.  
20 The case management conference is continued to ~~July 7, 2016 at 11:00 AM.~~ Other case  
21 management dates are continued accordingly.

22 IT IS SO ORDERED.

23  
24 Dated: March 30, 2016

  
KANDIS A. WESTMORE  
UNITED STATES MAGISTRATE JUDGE

25  
26  
27  
28 <sup>1</sup> I, Claire T. Cormier, hereby attest that I have been authorized to submit the electronic  
signatures indicated by a "conformed" signature (/s/) within this e-filed document.