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7 Attorneys for Plaintiff Sierra Club

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

13	)	
14	)	Case Number: 17-5273 KAW
15	)	SIERRA CLUB,
16	)	Plaintiff,
17	)	v.
18	)	<b>STIPULATION AND PROPOSED</b>
19	)	<b>ORDER GRANTING PLAINTIFF</b>
20	)	<b>LEAVE TO FILE FIRST</b>
21	)	<b>AMENDED COMPLAINT</b>
22	)	U.S. DEPARTMENT OF
23	)	HOMELAND SECURITY and U.S.
24	)	CUSTOMS AND BORDER
25	)	PROTECTION,
26	)	Defendants.

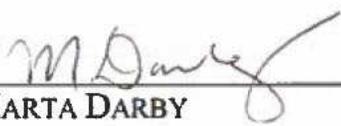
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26 Plaintiff Sierra Club and Defendants U.S. Department of Homeland Security  
 27 and U.S. Customs and Border Protection hereby stipulate to the filing of a First

1 Amended Complaint attached to this Stipulation as Attachment A. This First  
2 Amended Complaint corrects the submission date of FOIA request number CBP-  
3 2013-016845 and adds additional information about FOIA request number CBP-  
4 2017-054695. Under Federal Rule of Civil Procedure 15(a)(2), a party may amend  
5 its pleading with the written consent of the opposing parties.

6 By signing this stipulation, the counsel of each party listed below concur in  
7 the filing of the First Amended Complaint. By signing this stipulation, Defendants  
8 waive no claim or defense. Defendants shall have thirty days to respond to the  
9 First Amended Complaint after it is deemed filed. This stipulation is being filed  
10 through the Electronic Case Filing (ECF) system by Marta Darby of the Sierra  
11 Club Environmental Law Program. By her signature, she attests that Plaintiff  
12 Sierra Club has obtained concurrence in the filing of this document from each  
13 counsel signing the stipulation, as required under Civil Local Rule 5-1(i)(3). As  
14 the Civil Local Rules provide, copies of the signature pages have been scanned and  
15 attached. N.D. Cal. L.R. 5-1(i)(3).

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17  
18 Dated: Dec. 4, 2017      Respectfully submitted,

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21 \_\_\_\_\_  
22 MARTA DARBY  
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Dated: \_\_\_Dec. 4\_\_\_, 2017

/s/ David Pereda

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Attorney for Federal Defendants  
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 12/5/17

  
KANDIS A. WESTMORE  
United States Magistrate Judge