

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

STATE OF CALIFORNIA, *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, *et al.*,

Defendants.

No. 4:19-cv-00872-HSG

No. 4:19-cv-00892-HSG

**[PROPOSED] ORDER SETTING
BRIEFING SCHEDULE FOR
SUMMARY JUDGMENT MOTIONS ON
CLAIMS RELATED TO 10 U.S.C. § 2808**

Judge: Honorable Haywood S. Gilliam, Jr.

Trial Date: None Set

Action Filed: February 18, 2019

SIERRA CLUB, *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, *et al.*,

Defendants.

Upon consideration of the parties' stipulation submitted on September 13, 2019, and for good cause shown, the Court hereby orders:

(1) On September 16, 2019, Defendants will file an administrative record regarding the Secretary of Defense's decision to authorize eleven border barrier projects in California, Arizona, New Mexico, and Texas pursuant to 10 U.S.C. § 2808.

(2) Plaintiffs' motion for summary judgment is due on October __, 2019. Plaintiffs' motion for summary judgment shall be no more than 35 pages.

1 (3) Defendants' cross motion for summary judgment and opposition is due on October 25,
2 2019. Defendants' cross motion for summary judgment and opposition shall be no more than 35
3 pages.

4 (4) Plaintiffs' reply in support of their motion for summary judgment and opposition to
5 Defendants' cross-motion for summary judgment is due on November 1, 2019. Plaintiffs' reply
6 in support of their motion for summary judgment and opposition to Defendants' cross-motion
7 for summary judgment shall be no more than 25 pages.

8 (5) Defendants reserve the right to file a reply in support of their cross-motion for summary
9 judgment. If needed, Defendants' reply in support of their cross-motion for summary judgment
10 is due on November 8, 2019. Defendants' reply in support of their cross-motion for summary
11 judgment shall be no more than 25 pages.

12 (5) The hearing on the motions for summary judgment is set for
13 _____.

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15 IT IS SO ORDERED.

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17 DATED: September __, 2019

HAYWOOD S. GILLIAM, JR.
United States District Judge

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