

Five Navy Seals, et al v. Associated Press, et al



TKL 8/1/05 12:39

3:05-CV-00555 FIVE NAVY SEALS V. ASSOCIATED PRESS

38

STIPO.

2005 07/25 14:17 FAX 858 720 5125

MORRISON | FOERSTER

003/004

FILED

05 AUG -1 AM 8:20

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

DEPUTY

1 JAMES W. HUSTON (BAR NO. 115596)
2 DAVID C. DOYLE (BAR NO. 70690)
3 KRISTINA M. SWANSON (BAR NO. 220167)
4 CHARLES S. EVENDORFF (BAR NO. 187119)
5 MORRISON & FOERSTER LLP
3811 Valley Centre Drive, 500
San Diego, California 92130-2332
Telephone: (858) 720-5100
Facsimile: (858) 720-5125

6 Attorneys for Plaintiffs
7 FOUR NAVY SEALS AND JANE DOE

ORIGINAL

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10
11 FOUR NAVY SEALS AND JANE DOE,

Case No. 05 CV 0555 JM (JMA)

12 Plaintiffs,

STIPULATION FOR EXTENSION
OF TIME TO FILE MOTIONS
RELATED TO CALIFORNIA
CODE OF CIVIL PROCEDURE
425.16

13 v.

14 ASSOCIATED PRESS, a New York corporation;
15 SETH HETTENA, an individual; and Does 1
through 50, inclusive,

~~PROPOSED~~
ORDER THEREON

16 Defendants.

17
18 Ctrm: 6
Judge: Jeffrey T. Miller

19
20
21 Plaintiffs NAVY SEALS and JANE DOE and Defendants ASSOCIATED PRESS and SETH
22 HETTENA hereby stipulate and agree as follows:

- 23 1. On July 7, 2005, this Court signed an Order Granting Defendants' Motion to Strike
24 Pursuant to California Code of Civil Procedure section 425.16. The Order was filed on July 12,
25 2005.
26 2. It is unclear how the California procedural deadlines for the Defendants' filing a motion
27 for attorneys' fees and costs and for the Plaintiffs to appeal are to be applied in federal court.
28 3. The parties are exploring the possibility of an amicable resolution of this matter.

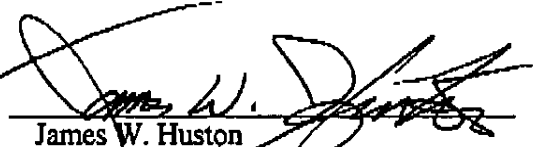
30

1 4. Accordingly, the Plaintiffs and Defendants, through their undersigned counsel, agree that
2 further motions related to California Code of Civil Procedure section 425.16 *et seq.* shall be
3 postponed until August 29, 2005. Should further motion practice related to California Code of Civil
4 Procedure section 425.16 *et seq.* be required, the moving papers shall be filed on or before August 29,
5 2005.

6 **IT IS SO STIPULATED.**

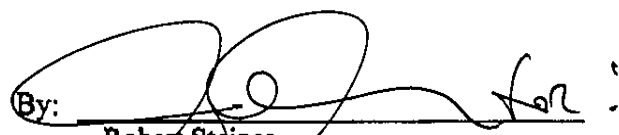
7
8 Dated: July 25, 2005

MORRISON & FOERSTER LLP

9
10 By: 
11 James W. Huston
12 Attorneys for Plaintiffs
FOUR NAVY SEALS AND
JANE DOE

13 Dated: July 25, 2005

LUCE FORWARD


14
15 By: 
16 Robert Steiner
17 Attorneys for Defendants
18 ASSOCIATED PRESS AND SETH
HETTENA

19 **PROPOSED ORDER**

20 Good cause appearing, the deadline for Plaintiffs and Defendants to file motions related to
21 California Code of Civil Procedure 425.16 *et seq.* shall be extended up to and including August 29,
22 2005.

23 **IT IS SO ORDERED.**

24 Dated: 7/28, 2005

25 
26 Jeffrey T. Miller
27 Judge of the District Court
28