

1 CHRISTOPHER CHIOU
Acting United States Attorney
2 District of Nevada
Nevada Bar Number 14853
3 HOLLY A. VANCE
Assistant United States Attorney
4 United States Attorney's Office
400 S. Virginia Street, Suite 900
5 Reno, NV 89501
(775) 784-5438
6 Holly.A.Vance@usdoj.gov

7 *Attorneys for Defendant*

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 PRYMAS VAS,

11 Plaintiff,

12 v.

13 UR M. JADDOU, in her official capacity,
14 Director of USCIS; CONNIE NOLAN, in
her official capacity, USCIS Acting
15 Associate Director for SCOPS,

16 Defendants.

Case No. 2:21-cv-02204-ART-VCF

**Stipulation and Order for Extension
of Time**

(First Request)

17
18 Plaintiff PRYMAS VAS, and Defendants UR M. JADDOU, in her official capacity,
19 Director of USCIS and CONNIE NOLAN, in her official capacity, USCIS Acting
20 Associate Director for SCOPS, hereby stipulate and agree that Defendants may have a 30-
21 day extension of time, from May 9, 2022 to June 8, 2022, to respond to Plaintiff's Petition
22 for Writ of Mandamus and Complaint for Declaratory Relief. (ECF No. 3).

23 This is a mandamus and Administrative Procedure Act action to compel USCIS to
24 adjudicate Plaintiff's U-Visa petition and "application for advance permission to enter as a
25 nonimmigrant." (ECF No. 3 p.2). An extension is warranted for four reasons. First, the
26 agency recently issued Plaintiff a request for evidence ("RFE") and Plaintiff expects to
27 respond to that RFE in two weeks. A 30-day extension would give Plaintiff time to respond
28

1 and the agency time to address that response, thereby possibly mooted the case. Second,
2 defense counsel's office has lost a number of attorneys and staff. As a result, defense counsel
3 is handling a higher-than-normal caseload. Third, only a limited number of attorneys and
4 support staff may work in defense counsel's office at any given time due to the pandemic,
5 thereby slowing the time it takes to process and complete required tasks. Fourth, defense
6 counsel's calendar has been busier than normal with multiple filing deadlines in several
7 cases, including one before the Ninth Circuit. Under the circumstances, good cause exists
8 to extend the deadline for Defendants to respond to Plaintiff's Petition for Writ of
9 Mandamus and Complaint for Declaratory Relief. *See* Fed. R. Civ. P. 6(b)(1)(A) ("When
10 an act may or must be done within a specified time, the court may, *for good cause*, extend the
11 time...with or without motion or notice if the court acts, or if a request is made, before the
12 original time or its extension expires[.]") (emphasis added).

13 This is Defendants' first request for an extension of time. *See* LR IA 6-1(a) (must
14 advise of previous extensions). Defense counsel contacted Plaintiff's counsel regarding this
15 extension request, and he has advised that he does not oppose the request. This stipulation
16 is made in good faith and not for the purpose of undue delay.

17 DATED: May 9, 2022

18 Bolour/Carl Immigration Group, APC

CHRISTOPHER CHIOU
Acting United States Attorney

19
20 /s/ Scott A. Emerick
21 SCOTT A. EMERICK
22 Attorney for Plaintiff

/s/ Holly A. Vance
HOLLY A. VANCE
Assistant U.S. Attorney
Attorney for Defendants

23
24 **IT IS SO ORDERED.**

25 Dated: May ¹⁰, 2022.

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27 _____
28 UNITED STATES MAGISTRATE JUDGE