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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

BATTLE MOUNTAIN BAND of the TE-)
MOAK TRIBE OF WESTERN SHOSHONE)
INDIANS,)
)
Plaintiff,)
)
v.)
U.S. BUREAU OF LAND MANAGEMENT,)
and JILL SILVEY, in her official capacity as)
Bureau of Land Management Elko District)
Manager,)
)
Defendants,)
)
and)
CARLIN RESOURCES, LLC,)
)
Defendant-Intervenor)
and Crossclaimant.)

Case No. 3:16-cv-0268 LRH-WGC

**DEFENDANTS' JOINT MOTION FOR
EXTENSION OF TIME (Second Request)**

AND ORDER THEREON

1 On May 18, 2020, counsel for Defendant-Intervenor/Cross-Claimant Carlin/Hecla
2 (Hecla) and Federal Defendants filed a Joint Motion for Extension of Time (ECF No. 134)
3 extending deadlines for lodging of the administrative record and for summary judgment briefing
4 in this case brought pursuant to the Administrative Procedure Act, 5 U.S.C. § 706 *et seq.* This
5 Joint Motion for Extension of Time was granted by the Court on May 28, 2020 (ECF No. 135).
6 The Motion for Extension of Time indicated that Hecla would file its opening Motion for
7 Summary Judgment on July 15, 2020. However, the parties continue to make progress on the
8 settlement of the claims in this case, which may avoid the need for further proceedings. That
9 process has taken longer than anticipated in light of logistical constraints caused by the COVID-
10 19 pandemic and the unavailability of various participants.

11 Thus, Hecla and the Federal Defendants hereby move to extend the deadlines for
12 summary judgment briefing in this case by an additional 60 days. The following deadlines
13 would apply:

- 14 1. Helca to File Motion for Summary Judgment: **September 14, 2020**
- 15 2. Federal Defendants to file Cross-Motion for Summary Judgment and Opposition to
16 Summary Judgment: **October 30, 2020**
- 17 3. Hecla to file Opposition to Cross-Motion for Summary Judgment and Reply in Support
18 of Motion for Summary Judgment: **November 13, 2020**
- 19 4. Federal Defendants to file Reply in Support of Cross-Motion for Summary Judgment:
20 **December 18, 2020.**

21 DATED this 7th day of July, 2020

22
23 By: /s/ Laura K. Granier

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Attorneys for Federal Defendants

ORDER

IT IS SO ORDERED.

DATED this 8th day of July, 2020.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE