

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MANPREET KAUR,

Plaintiff,

v.

CHAD WOLF,¹ Acting Secretary,
Department of Homeland Security; et
al.,

Defendants.

Case No. 2:20-cv-619 MJP

STIPULATED MOTION TO EXTEND
DEADLINES AND ORDER

Note on Motion Calendar:
January 7, 2021

The parties, pursuant to Local Rules 10(g) and 16, hereby jointly stipulate and move for a 60-day extension of their deadline to file a Joint Status Report and Discovery Plan, and of defendants' deadline to Answer the Complaint. The Joint Status Report and Answer are currently due January 8 and 11, 2021, respectively; the new deadlines would be March 9 and 12, 2021.

A court may modify a schedule for good cause. Fed. R. Civ. P. 16(b)(4). Continuing pretrial and trial dates is within the discretion of the trial judge. *See King v. State of California*, 784 F.2d 910, 912 (9th Cir. 1986).

¹ The Acting Secretary of the U.S. Department of Homeland Security is incorrectly named as "John" Wolf in the Complaint and on the docket.

1 The parties submit there is good cause for an extension of these
 2 deadlines. The Court has previously extended these deadlines as Defendants
 3 worked to adjudicate Plaintiff's I-130 Petition for Alien Relative and issue the
 4 visa, as requested in Plaintiff's mandamus Complaint. Dkt. nos. 7, 9, and 11.
 5 In September 2020, Defendant Gregory A. Richardson, Director of the Texas
 6 Service Center for United States Citizenship and Immigration Services (USCIS),
 7 adjudicated USCIS' Notice of Intent to Revoke favorably to Plaintiff, reaffirming
 8 the prior approval of Plaintiff's I-130 Petition. USCIS then forwarded the
 9 approved I-130 Petition to the U.S. Department of State's National Visa Center
 10 for further processing. The State Department sent Plaintiff's visa application
 11 to the U.S. consulate in Mumbai, India in November 2020. Last week, Plaintiff
 12 reported to her counsel that she is scheduled for a visa interview at the
 13 Mumbai consulate on January 22, 2021.

14 Considering the progress described above, the parties continue to believe
 15 this mandamus action could likely be resolved without litigation. To avoid
 16 unnecessary expenses and conserve their own and the Court's resources, the
 17 parties seek a further 60-day extension of their deadline to file a Joint Status
 18 Report and Defendants' deadline to file the Answer.

19 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

20 DATED: January 7, 2021

s/ Bart Klein

BART KLEIN, WSBA #10909

605 1st Ave, Ste 500

Seattle, WA 98104

Phone Number: 206-624-3787

Fax: 206-624-6371

Email: Bart.Klein@bartklein.com

Attorney for Plaintiff

1 DATED: January 7, 2021

s/ Kyle A. Forsyth
KYLE A. FORSYTH, WSBA #34609
Assistant United States Attorney
United States Attorney's Office
700 Stewart Street, Suite 5220
Seattle, WA 98101-1271
Phone: (206) 553-7970
Email: kyle.forsyth@usdoj.gov

Attorney for Defendants

ORDER

IT IS SO ORDERED.

Dated this 7th day of January 2021.



Marsha J. Pechman
United States Senior District Judge