

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.

STIPULATED MOTION TO EXTEND DEADLINES
2:20-cv-619-MJP
PAGE- 1

UNITED STATES ATTORNEY
700 STEWART STREET, SUITE 5220
SEATTLE, WASHINGTON 98101
(206) 553-7970

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

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

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

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

2
3
4
5
6
7
8
9
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

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
Attorney for Defendants

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
ORDER

28
IT IS SO ORDERED.

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
Dated this 7th day of January 2021.

28


Marsha J. Pechman
United States Senior District Judge