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16 *[Additional Counsel Listed on Signature Page]*

17 **IN THE UNITED STATES DISTRICT COURT**
18 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

19 CITY OF SAN JOSE, a municipal corporation;
20 and BLACK ALLIANCE FOR JUST
IMMIGRATION, a California nonprofit
21 corporation,

22 Plaintiffs,

23 vs.

24 WILBUR L. ROSS, JR., in his official capacity
as Secretary of the U.S. Department of
25 Commerce; U.S. DEPARTMENT OF
COMMERCE; RON JARMIN, in his official
26 capacity as Acting Director of the U.S. Census
Bureau; U.S. CENSUS BUREAU,

27 Defendants.
28

Case No. 3:18-cv-2279-RS

**JOINT STIPULATION AND
[PROPOSED] ORDER EXTENDING
DEADLINE TO COMPLETE
DISCOVERY**

1 Plaintiffs City of San Jose and Black Alliance for Just Immigration (“Plaintiffs”) and
2 Defendants Wilbur L. Ross, Jr., U.S. Department of Commerce, Ron Jarmin, and U.S. Census
3 Bureau (collectively, “Defendants,” and together with Plaintiffs, the “Parties”) hereby stipulate as
4 follows:

5 1. On August 30, 2018, pursuant to the stipulation of the Parties, this Court
6 entered an order scheduling this case (ECF No. 89) (“Scheduling Order”);

7 2. Under the Scheduling Order, discovery is currently set to close on October
8 11, 2018;

9 3. Due to the number of expert and lay witness depositions currently set in
10 this and the five related census actions, and despite the diligence of the Parties, they have been
11 unable to schedule all expert depositions in this case to occur by October 11, 2018.

12 4. The Parties have agreed that the remaining expert depositions should take
13 place between October 15 and October 26, 2018.

14 5. Good cause therefore exists to modify the Scheduling Order to extend
15 expert discovery in this action (including the filing of any motions to compel related to experts) to
16 October 26, 2018.

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6. Pursuant to the Scheduling Order, non-expert discovery should still close on October 11, 2018.

IT IS SO STIPULATED.

Respectfully submitted,

Dated: October 9, 2018

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Dated: October 9, 2018

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~~PROPOSED~~ ORDER

Based on the Parties' Stipulation to Modify Case Schedule to Extend Expert Discovery, and good cause appearing:

- The deadline for the Parties to conduct expert discovery, including expert depositions and the filing of any motions to compel related to experts, is extended to October 26, 2018.
- All other deadlines set forth in the Court's order adopting the Parties' Stipulation to Case Schedule (ECF No. 89), including the October 11, 2018, deadline for non-expert discovery, shall remain as stated in that order.

IT IS SO ORDERED.

DATED: 10/9/18



HON. RICHARD SEEBORG
United States District Court Judge