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8	Attorneys for Defendants		
9			
10	UNITED STATES DISTRICT COURT		
11	NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION		
12	CITY OF SAN JOSE and BLACK	Civil Action No. 3:18-cv-02279-RS	
13	ALLIANCE FOR JUST IMMIGRATION,	STIPULATION REGARDING BRIEFING SCHEDULE AND EXCESS	
14	Plaintiffs,	PAGES FOR DEFENDANTS' MOTION TO DISMISS; [PROPOSED] ORDER	
15	V.	Dept: 3	
16	WILBUR L. ROSS, JR., et al.,	Judge: Hon. Richard Seeborg Trial Date: None Set	
17	Defendants.	Action Filed: April 17, 2018	
18			
19			
20	IT IS HEREBY STIPULATED by and between Plaintiffs City of San Jose and Black		
21	Alliance for Just Immigration (collectively, "Plaintiffs") and Defendants Wilbur L. Ross, Jr.,		
22	Secretary of Commerce, the U.S. Department of Commerce, Ron Jarmin, performing the		
23	nonexclusive functions and duties of Director, U.S. Census Bureau, and the U.S. Census Bureau		
24	(collectively, "Defendants"), as follows:		
25	1. As Defendants' response to the Complaint [Dkt. No. 1] in this matter, Defendants		
26	will file a motion to dismiss pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6)		
27	("Motion") on June 21, 2018. Defendants will notice their Motion for August 9, 2018.		
28			

STIPULATION REGARDING BRIEFING SCHEDULE AND EXCESS PAGES FOR DEFENDANTS' MOTION TO DISMISS; [PROPOSED] ORDER – No. 3:18-cv-02279-RS

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2. Plaintiffs will file their opposition to Defendants' Motion on July 17, 2018. 1 3. Defendants will file their reply in further support of their Motion on July 26, 2018. 2 3 4. This case presents issues of constitutional and statutory interpretation, and Defendants' Motion will present several substantial arguments that this case should be dismissed on threshold justiciability grounds. A modest page extension will permit the Parties to fully explain the 5 pertinent historical background and legal issues presented in this matter. Accordingly, the Parties 6 stipulate and hereby jointly ask the Court to grant 35 pages for Defendants' opening brief and 7 Plaintiffs' opposition brief, and 15 pages for Defendants' reply brief. 8 IT IS SO STIPULATED. 9 10 Dated: June 18, 2018 Respectfully submitted, 11 CHAD A. READLER 12 Acting Assistant Attorney General 13 BRETT A. SHUMATE Deputy Assistant Attorney General 14 JOHN R. GRIFFITHS 15 Director, Federal Programs Branch 16 CARLOTTA P. WELLS Assistant Director 17 Kate Bailey 18 KATE BAILEY STEPHEN EHRLICH 19 CAROL FEDERIGHI Trial Attorneys 20 United States Department of Justice Civil Division, Federal Programs Branch 21 20 Massachusetts Ave., NW Washington, DC 20530 22 Tel.: (202) 514-9239 Email: kate.bailey@usdoj.gov 23 Attorneys for Defendants 24 25 26 27 28

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2		Respectfully submitted,
3	Dated: June 18, 2018	MANATT, PHELPS & PHILLIPS, LLP
4		
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23		- , ,
24		Attorneys for Plaintiffs CITY OF SAN JOSE and BLACK ALLIANCE FOR
25		JUST IMMIGRATION
26		
27		
28		
		3

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1	FILER'S ATTESTATION	
2	Pursuant to Civil Local Rule 5-1(i)(3), regarding signatures, I hereby attest that concurrence	
3	in the filing of this document has been obtained from all signatories above.	
4	Dated: June 18, 2018 <u>s/Kate Bailey</u>	
5	Dated: June 18, 2018 <u>s/Kate Bailey</u> Kate Bailey	
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[PROPOSED] ORDER

Based on the Parties' STIPULATION REGARDING BRIEFING SCHEDULE AND EXCESS PAGES FOR DEFENDANTS' MOTION TO DISMISS, the schedule and page limits for Defendants' Motion to Dismiss shall be as follows:

- Defendants shall file their motion to dismiss, with a memorandum of 35 pages or less,
 by June 21, 2018;
- Plaintiffs shall file their opposing memorandum of 35 pages or less, by July 17, 2018;
- Defendants shall file their reply memorandum of 15 pages or less, by July 26, 2018;
- Defendants shall notice the hearing on their Motion for August 9, 2018, at 1:30 p.m.

IT IS SO ORDERED.

Dated: 6/18/18

HON. RICHARD SEEBORG United States District Judge