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 11 *Attorneys for Federal Defendants Sued in their Official Capacities*
and the Federal Intervenor-Defendants (United States of America,
 12 *National Security Agency, President George W. Bush)*

13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**
 15 **SAN FRANCISCO DIVISION**

16)	No. M:06-cv-01791-VRW
17	IN RE NATIONAL SECURITY AGENCY)	
18	TELECOMMUNICATIONS RECORDS)	STIPULATION CONTINUING
19	LITIGATION)	HEARING ON UNITED STATES'
20)	MOTION TO INTERVENE IN <i>BREADY</i>
21)	[Dkt. 252]; AND [PROPOSED] ORDER
22)	
23	This Document Relates To:)	Judge: Hon. Vaughn R. Walker
24)	Courtroom 6
25	<i>Bready</i> (MDL 06-06313))	Date: June 21, 2007; 2:00 p.m.
26)	
27)	
28)	

1 **RECITALS**

2 A. On March 22, 2007, this Court granted the United States' motion to modify the
3 schedule for the Verizon cases [Dkt. 217]. Pursuant to the terms of the Court's Order, on April
4 20, 2007, the United States invoked the state secrets privilege and filed a motion to dismiss
5 and/or for summary judgment in the Verizon cases.

6 B. With the exception of *Bready*, the United States obtained the stipulation of the
7 Verizon plaintiffs to its intervention in the Verizon cases. *See* Dkt. 251. With regard to *Bready*,
8 the plaintiffs opposed the intervention of the United States and the United States therefore sought
9 to intervene by motion. Dkt. 252. To conserve the resources of the parties and the Court, the
10 United States noticed that motion for the same date as the hearing date for the Verizon cases, *i.e.*,
11 June 21, 2007. *See id.*

12 C. Following the filing of disposition motions by the United States and Verizon
13 Defendants, the plaintiffs in the Verizon cases sought additional time to oppose those motions
14 and the parties stipulated to modify the briefing and hearing schedule in the Verizon cases with
15 the hearing date to be moved from June 21, 2007 to August 30, 2007. *See* Dkt. 287. The Court
16 has not yet entered an order approving this stipulation.

17 D. Pursuant to Local Rule 7.7(b), the United States seeks to modify the noticed
18 hearing date for the motion to intervene in *Bready* to the same date as set forth in the stipulation
19 concerning the Verizon cases (August 30, 2007), because the motion to intervene relates to the
20 dispositive motions to be heard on that date. The other parties to *Bready* consent to this request.

21 E. This hearing date for the United States' motion to intervene in *Bready* has not
22 previously been modified and considering that motion along with the other matters pertaining to
23 the Verizon cases would promote judicial economy.

24 **STIPULATION**

25 Pursuant to Local Rule 7.7(b), Plaintiffs in *Bready*, through their attorneys of record, the
26 Government, through their attorneys of record, and the Defendants, through their attorneys of
27 record, hereby stipulate to the following modification of the hearing date and request that the
28 Court make this stipulation an order of the Court:

1 1. The June 21, 2007 hearing date for the United States' motion to intervene in
2 *Bready* [Dkt. 252] is hereby vacated and is reset for August 30, 2007 at 2:00 p.m.

3 DATED: June 5, 2007

Respectfully Submitted,

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42 By: /s/ John Rogovin
43 John Rogovin
44 Attorneys for Defendants

45 //

DECLARATION PURSUANT TO GENERAL ORDER 45, § X.B

I, ALEXANDER K. HAAS, hereby declare pursuant to General Order 45, § X.B, that I have obtained the concurrence in the filing of this document from each of the other signatories listed above and below.

I declare under penalty of perjury that the foregoing declaration is true and correct.

Executed on June 5, 2007 of Washington, District of Columbia.

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~~PROPOSED~~ ORDER

Pursuant to the foregoing stipulation, and good cause appearing,

IT IS SO ORDERED.

Dated: June 7, 2007.



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