1 2 3 4 5 6 7 8	MICHAEL F. HERTZ Deputy Assistant Attorney General JOSEPH H. HUNT Director, Federal Programs Branch VINCENT M. GARVEY Deputy Branch Director ANTHONY J. COPPOLINO Special Litigation Counsel tony.coppolino@usdoj.gov U.S. Department of Justice Civil Division, Federal Programs Branch 20 Massachusetts Avenue, N.W. Washington, D.C. 20001 Phone: (202) 514-4782 Fax: (202) 616-8460 Attorneys for Defendants	Shayana Kadidal Michael Ratner CENTER FOR CONSTITUTIONAL RIGHTS 666 Broadway, 7th Floor New York, NY 10012-2317 (212) 614-6438 Email: kadidal@ccrjustice.org Attorneys for Plaintiffs	
10 11	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA		
12			
13	SAN FRANCISCO DIVISION		
14 15	IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS LITIGATION	 No. M:06-cv-01791-VRW STIPULATION AND REQUEST TO EXTEND AND MODIFY BRIEFING SCHEDULE 	
16 17 18	This Document Relates Only To: Center for Constitutional Rights, et al. v. Barack Obama, et al. (07-cv-1115-VRW))) Chief Judge Vaughn R. Walker))	
19 20	RECITALS		
21	1. By order dated March 26, 2010 (I	Okt. 720), the Court, upon consideration of the	
22 23 24 25	parties' joint status report, set a schedule in this action for the submission of cross dispositive motions by the parties under which Government Defendants must renew their dispositive motion by April 28, 2010; plaintiffs must file an opposition to defendants' renewed motion and renew plaintiffs' cross-motion for summary judgment by May 28, 2010; defendants must reply and file		
26 27 28	Stipulation and Request to Extend and Modify Briefing Center for Constitutional Rights, et al. v. Barack Obama,	g Schedule; Proposed Order	
	Como, jor Consumuonai Aignis, et al. v. Darack Obama,	ou an (UT-CY-IIID-YRYY) (MIUU-CY-II/)I-YRYY)	

an opposition to plaintiffs' cross-motion by June 18, 2010; and plaintiffs may file a cross-reply by July 9, 2010.

- 2. Subsequently, on March 31, 2010 and April 19, 2010, the Court issued orders in *Al-Haramain Islamic Foundation of Oregon, Inc. et al. v. Obama, et al.* (07-cv-00109-VRW), under which the Government Defendants in that action would have submissions to the Court due on April 30, 2010 and May 21, 2010. *See* Dkts. 721 at 45 and 724 at 1. These deadlines were not in place when the Government stipulated to a briefing schedule in the *CCR* action.
- 3. Accordingly, at the request of the Government Defendants, the parties in the *CCR* action have stipulated to a revised briefing schedule and seek the Court's approval for that revised schedule.
- 4. No hearing date has been scheduled in connection with the parties' forthcoming submissions in this action and, thus, no change to any date on the Court's calendar would be necessary if the briefing schedule is revised.

STIPULATION

The parties, through their undersigned counsel, hereby stipulate and agree to the following revised briefing schedule in this action: (i) the Government Defendants must renew their dispositive motion by May 27, 2010; (ii) plaintiffs must file an opposition to defendants' renewed motion and renew plaintiffs' cross-motion for summary judgment by June 24, 2010; (iii) defendants must reply and file an opposition to plaintiffs' cross-motion by July 15, 2010; and (iv) plaintiffs may file a cross-reply by August 5, 2010. A proposed order is attached hereto.

Respectfully Submitted,

For Government Defendants' Position	For Plaintiffs' Position
MONARI E HEREZ	
MICHAEL F. HERTZ	Shayana Kadidal
Deputy Assistant Attorney General	Michael Ratner
JOŠEPH H. HUNT	CENTER FOR CONSTITUTIONAL
Director, Federal Programs Branch	RIGHTS
VINCENT M. GARVEY	666 Broadway, 7th Floor
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1 2 3	ANTHONY J. COPPOLINO Special Litigation Counsel tony.coppolino@usdoj.gov U.S. Department of Justice, Civil Division20 Massachusetts Avenue, N.W. Washington, D.C. 20001	(212) 614-6438 Email: kadidal@ccrjustice.org
4	Washington, D.C. 20001 Phone: (202) 514-4782	
5	By: <u>s/ Anthony J. Coppolino</u> ANTHONY J. COPPOLINO	By: <u>s/ Shayana Kadidal per G.O. 45</u> SHAYANA KADIDAL
6 7	Attorneys for Defendants	Attorneys for Plaintiffs
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28	Stipulation and Request to Extend and Modify Briefing	g Schedule: Proposed Order

DECLARATION PURSUANT TO GENERAL ORDER 45, § X.B I, ANTHONY J. COPPOLINO, hereby declare pursuant to General Order 45, § X.B, that I have obtained the concurrence in the filing of this document from the other signatory listed above (Shayana Kadidal, Attorney for Plaintiffs). I declare under penalty of perjury that the foregoing declaration is true and correct. Executed on April 22, 2010, in the City of Washington, D.C. By: <u>s/Anthony J. Coppolino</u> ANTHONY J. COPPOLINO **Special Litigation Counsel** UNITED STATES DEPARTMENT OF JUSTICE Civil Division, Federal Programs Branch 20 Massachusetts Avenue, NW, Rm. 6102 Washington, D.C. 20001 Phone: (202) 514-4782-Fax: (202) 616-8460 Email: tony.coppolino@usdoj.gov Attorney for Defendants

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2	UNITED STATES DISTRICT COURT			
3	NORTHERN DISTRICT OF CALIFORNIA			
4	SAN FRANCISCO DIVISION			
5) No. M:06-cv-01791-VRW			
6	IN RE NATIONAL SECURITY AGENCY) TELECOMMUNICATIONS RECORDS) [PROPOSED] ORDER			
7	LITIGATION)			
8	This Document Relates Only To: Chief Judge Vaughn R. Walker			
9	Center for Constitutional Rights, et al.			
10	v. Barack Obama, et al. (07-cv-1115-VRW)			
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12	Upon consideration of the parties' stipulation and request to extend and modify the			
13	current briefing schedule in this action, and good cause appearing, the Court hereby revises the			
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16	following briefing schedule: (i) the Government Defendants must renew their dispositive motion by May 27, 2010; (ii) plaintiffs must file an opposition to defendants' renewed motion and renew			
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18	plaintiffs' cross-motion for summary judgment by June 24, 2010; (iii) defendants must reply and			
19	file an opposition to plaintiffs' cross-motion by July 15, 2010; and (iv) plaintiffs may file a			
20	cross-reply by August 5, 2010.			
21	PURSUANT TO STIPULATION, IT IS SO ORDERED,			
22				
23	DATE:			
24	Chief Judge Vaughn R. Walker			
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26				
27				
28	Stipulation and Request to Extend and Modify Briefing Schedule; Proposed Order			