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13 IN THE UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA
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16 JAMUL ACTION COMMITTEE,
17 Plaintiff,
18 v.
19 DEPARTMENT OF INTERIOR,
20 OFFICE OF INDIAN GAMING, *et al.*,
21 Defendants.

No. 2:22-cv-02148-KJM-JDP

**STIPULATION AND ORDER TO
CONTINUE THE HEARING ON
DEFENDANTS’ MOTION TO DISMISS
AND THE STATUS (PRETRIAL
SCHEDULING) CONFERENCE TO
AUGUST 11, 2023.**

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23 IT IS HEREBY STIPULATED, by and between the parties and subject to Court
24 approval, that the hearing on Defendants’ Motion to Dismiss (Electronic Court File
25 (ECF) No. 17) and the Status (Pretrial Scheduling) Conference, recently scheduled by the
26 Court (ECF 18), shall both be continued from June 30, 2023, to August 11, 2023, at
27 10:00 a.m. pursuant to Federal Rule of Civil Procedure 6 and Local Rule 144. The
28 reasons for this stipulation are as follows.

1 Plaintiff's counsel has a prepaid, non-refundable vacation to Alaska from June 20,
2 2023 to July 4, 2023. Thus Plaintiff's counsel will not be able to attend a June 30, 2023
3 hearing. Also, although the next available law and motion date on the Court's calendar is
4 July 17, 2023, Plaintiff's counsel has been notified of a potential Ninth Circuit hearing
5 that may be scheduled in one of the appellate cases he is handling for July 17, 2023.
6 Consequently, to avoid any potential conflict that may occur on that day, the parties agree
7 and stipulate that, subject to Court approval, the hearing on the Motion to Dismiss and
8 the Status (Pretrial Scheduling) Conference be continued from June 30, 2023 to August
9 11, 2023 at 10:00 am

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11 Dated: May 4, 2023

Respectfully submitted,

12 *s/ Kenneth R. Williams*
13 KENNETH R. WILLIAMS
Attorney at Law

14 Attorney for Plaintiff


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16 PHILLIP A. TALBERT
United States Attorney

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18 *s/ Joseph B. Frueh*
JOSEPH B. FRUEH
Assistant United States Attorney

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20 Attorneys for Defendants

21 **IT IS SO ORDERED.** The hearing on the Motion to Dismiss and the Status
22 (Pretrial Scheduling) Conference is continued from June 30, 2023 to August 11, 2023 at
23 10:00 am, with the filing of a Joint Status Report due fourteen (14) days prior.

24 Dated: May 16, 2023.

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CHIEF UNITED STATES DISTRICT JUDGE