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16 IN THE UNITED STATES DISTRICT COURT
17 FOR THE EASTERN DISTRICT OF CALIFORNIA
18 SACRAMENTO DIVISION

19
20 **WILLIAM WIESE, et al.,**
21
22 Plaintiff,
23
24 **XAVIER BECERRA, et al.,**
25 Defendant.

2:17-cv-00903-WBS-KJN

SUPPLEMENT TO JOINT STATUS REPORT

Date: March 26, 2018
Time: 1:30 p.m.
Courtroom: 5, 14th Floor
Judge: Hon. William B. Shubb
Trial Date: None Set
Action Filed: April 28, 2017

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1 The parties to the above-entitled action hereby supplement their Joint Status Report filed on
2 March 12, 2018 (Docket No. 79) and advise the court, in advance of the Scheduling Conference
3 presently set for March 26, 2018, at 1:30 p.m., as follows:

4 **AGREEMENT TO STAY PROCEEDINGS**

5 Having further met and conferred on March 22, 2018, the parties are now in agreement that
6 proceedings in the instant matter should properly be stayed, pending the outcome of the
7 California Attorney General's appeal of the grant of a preliminary injunction in *Duncan v.*
8 *Becerra*, Ninth Circuit Court of Appeals Docket No. 17-56081, currently set for oral argument on
9 May 14, 2018. Any forthcoming decision by the Ninth Circuit in the appeal may provide
10 guidance to the Court in ruling on Defendant's planned motion to dismiss the Third Amended
11 Complaint. Accordingly, the parties respectfully request that the Court order a stay of the instant
12 proceedings, and schedule a scheduling conference in four (4) months, or at the Court's
13 convenience, to discuss the status of the appeal and the parties' positions regarding the propriety
14 of maintaining the stay, subject to any party's ability to inform the Court of any developments
15 that would warrant a lifting of the stay at an earlier date.

16 WHEREFORE, the parties would respectfully request that the court stay the instant
17 proceedings and adopt the proposed order submitted herewith pursuant to Local Rule 137(b).

18 Dated: March 23, 2018

XAVIER BECERRA
Attorney General of California
MARK R. BECKINGTON
Supervising Deputy Attorney General

21 /s/ John D. Echeverria

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JOHN D. ECHEVERRIA
Deputy Attorney General
Attorneys for Defendants

25 Dated: March 23, 2018

24 SEILER EPSTEIN ZIEGLER &
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26 /s/ George M. Lee

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George M. Lee
Attorneys for Plaintiffs

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CERTIFICATE OF SERVICE

Case Name: **Wiese, William, et al. v.
Xavier Becerra, et al.**

Case No.: **2:17-cv-00903-WBS-KJN**

I hereby certify that on March 23, 2018, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

SUPPLEMENT TO JOINT STATUS REPORT

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on March 23, 2018, at Los Angeles, California.

Colby Luong
Declarant

/s/ Colby Luong
Signature