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9 UNITED STATES DISTRICT COURT NORTHERN DISTRICT

10 SAN JOSE DIVISION

11 LEONARD FYOCK, SCOTT
 12 HOCHSTETLER, WILLIAM DOUGLAS,
 DAVID PEARSON, BRAD SEIFERS, and
 13 ROD SWANSON,

14 Plaintiffs,

15 v.

16 THE CITY OF SUNNYVALE, THE
 MAYOR OF SUNNYVALE, ANTHONY
 17 SPITALERI in his official capacity, THE
 CHIEF OF THE SUNNYVALE
 18 DEPARTMENT OF PUBLIC SAFETY,
 FRANK GRGURINA, in his official capacity,
 19 and DOES 1-10

20 Defendants.

Case No. CV13-05807 RMW

**STIPULATION AND
 [PROPOSED] ORDER EXTENDING
 BRIEFING SCHEDULE ON PLAINTIFFS'
 MOTION FOR PRELIMINARY
 INJUNCTION**

[LOCAL RULE 6.2]

Action Filed: Dec. 23, 2013

22 WHEREAS, Plaintiffs Leonard Fyock, Scott Hochstetler, William Douglas, David
 23 Pearson, Brad Seifers, and Rod Swanson have filed this action challenging the constitutionality of
 24 Sunnyvale Municipal Code § 9.44.050;

25 WHEREAS, Plaintiffs have informed Defendants City of Sunnyvale *et. al.* that Plaintiffs
 26 have reserved with the Court a hearing date of February 7, 2014 for their motion for a preliminary
 27 injunction.

28 WHEREAS, to enable the parties to provide full information to assist the Court in

STIPULATION AND [PROPOSED] ORDER
 EXTENDING BRIEFING SCHEDULE
 CASE NO. CV13-05807 RMW

1 resolving Plaintiffs' motion for preliminary injunction, the parties request that the Court enter an
2 order setting the following briefing schedule for Plaintiffs' motion for preliminary injunction
3 pursuant to Local Civil Rule 6-2:

4 1. Plaintiffs will file their motion for preliminary injunction today, December 23,
5 2014.

6 2. Defendants shall file their brief in opposition to the preliminary injunction motion
7 no later than January 12, 2014

8 3. Plaintiffs shall file any reply brief in support of their motion for preliminary
9 injunction no later than January 24, 2014;

10 IT IS SO STIPULATED

11 Dated: December 23, 2013

12
13 By: /s/
14 Anthony Schoenberg
15 Attorney for Defendants

16 Dated: December 23, 2013

17
18 By: /s/*
19 C.D. Michel
20 Attorney for Plaintiffs

21 *Pursuant to GO 45, the electronic signatory has
22 obtained approval from this signatory.

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE: _____

HON. RONALD M. WHYTE

UNITED STATES DISTRICT JUDGE

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