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CTIA – The Wireless Association®

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CTIA – THE WIRELESS ASSOCIATION®,

Plaintiff,

v.

THE CITY OF BERKELEY, CALIFORNIA,
and CHRISTINE DANIEL, CITY
MANAGER OF BERKELEY, CALIFORNIA,
in her official capacity,

Defendants.

CASE NO. 3:15-cv-02529-EMC

**JOINT STIPULATION AND [PROPOSED]
ORDER REGARDING BRIEFING AND
HEARING SCHEDULE**

RECITALS

1. On June 8, 2015, Plaintiff CTIA – The Wireless Association® (“CTIA”) filed a motion for preliminary injunction (Dkt. 4), requesting this Court to preliminarily enjoin all Defendants from enforcing or causing to be enforced Berkeley Municipal Code Chapter 9.96 (the “Ordinance”) before the Ordinance was to go into effect on June 25, 2015, pending final judgment.

2. CTIA noticed a hearing regarding the motion for preliminary injunction on July 17, 2015, at 10:00 am, or as soon thereafter as would be convenient for this Court.

3. According to the docket (Dkt. 4), Defendants’ Response to CTIA’s motion for preliminary injunction is due June 22, 2015. CTIA’s Reply is due June 29, 2015.

4. On June 9, 2015, the parties filed a joint stipulation with a proposed order regarding a stay and a briefing schedule (Dkt. 16), explaining that the Defendant City of Berkeley, California had agreed to stay the Ordinance pending orderly adjudication of the preliminary injunction motion, and asking this Court to vacate the current briefing schedule and request for a hearing date.

5. Pursuant to the joint stipulation, the parties have met and conferred, and respectfully propose the schedule below for briefing and hearing of CTIA’s motion for preliminary relief.

6. With respect to the hearing date, all counsel are available on July 23, 2015, at 1:30 pm.

STIPULATION

The parties accordingly stipulate as follows:

1. The Defendants will file their opposition to CTIA’s motion by July 6, 2015.

2. CTIA will file its reply memorandum by July 20, 2015.

3. CTIA’s motion will be heard on July 23, 2015, at 1:30 pm.

June 12, 2015

By: /s/ Theodore B. Olson

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June 12, 2015

By: **/s/ Zachary D. Cowan

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City of Berkeley, California and
Christine Daniel, City Manager of
Berkeley, California

** Pursuant to Civ. L.R. 5-1(i)(3), the
electronic signatory has obtained
approval from this signatory.

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

EDWARD M. CHEN
UNITED STATES DISTRICT JUDGE