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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 HEARING  
SCHEDULE**

**RECITALS**

1. On June 8, 2015, Plaintiff CTIA – The Wireless Association® (“CTIA”) filed a motion for preliminary injunction (Doc. 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. On June 12, the parties filed a joint stipulation with a proposed order regarding a briefing schedule and hearing schedule (Doc. 18). The parties stipulated that CTIA’s motion would be heard on July 23, 2015, at 1:30 pm.

3. On June 16, this Court so ordered the parties’ joint stipulation as modified and set a hearing on CTIA’s motion for August 6, 2015 (Doc. 20).

4. With respect to the hearing date, arguing counsel for Defendants will not be available on August 6. The parties thus respectfully propose an alternative hearing date below.

5. All counsel are available on August 20, 2015, at 1:30 pm.

**STIPULATION**

The parties accordingly stipulate as follows:

1. CTIA’s motion will be heard on August 20, 2015, at 1:30 pm.

June 17, 2015

By: /s/ Theodore B. Olson

Theodore B. Olson  
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Joshua S. Lipshutz  
Joshua D. Dick  
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Jacob T. Spencer

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*Attorneys for Plaintiff*  
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June 17, 2015

By: \*\*/s/ Zachary D. Cowan

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*Attorney for Defendants*  
*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.

6/18/2015

Dated: \_\_\_\_\_

