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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE SOUTHERN DISTRICT OF CALIFORNIA
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12 **VIRGINIA DUNCAN, et al.,**

13 Plaintiffs,

14 v.
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16 **XAVIER BECERRA, in his official**
17 **capacity as Attorney General of the**
18 **State of California; and DOES 1-10,**

19 Defendants.
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17-cv-1017-BEN-JLB

**STIPULATION AND ORDER RE
EXTENSION OF TIME TO
ANSWER OR OTHERWISE
RESPOND TO FIRST AMENDED
COMPLAINT**

(Local Rule 12.1)

Dept: 5A

Judge: Hon. Roger T. Benitez

Action Filed: May 17, 2017

1 Plaintiffs Virginia Duncan, Richard Lewis, Patrick Lovette, David
2 Marguglio, Christopher Waddell, and California Rifle & Pistol Association
3 (“Plaintiffs”) and Defendant Attorney General Xavier Becerra (collectively, the
4 “Parties”), by and through their respective counsel, hereby stipulate and agree as
5 follows:

6 WHEREAS, on May 17, 2017, Plaintiffs filed their Complaint for
7 Declaratory and Injunctive Relief;

8 WHEREAS, on May 26, 2017, Plaintiff filed a Motion for Preliminary
9 Injunction, which will be heard on June 13, 2017;

10 WHEREAS, Defendant’s last day to answer or otherwise respond to
11 Plaintiff’s Complaint currently is June 12, 2017;

12 WHEREAS, in the interest of efficiency and economy, the Parties agree that
13 Defendant’s time to answer or otherwise respond to the Complaint should be
14 extended until after the resolution of the Motion for Preliminary Injunction;

15 WHEREAS, no previous extensions have been sought since the filing of
16 Plaintiff’s Complaint for Declaratory and Injunctive Relief;

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1 THEREFORE, pursuant to Local Rule 12.1 and in consideration of the
2 foregoing, it is hereby stipulated that:

3 Defendant's last day to answer or otherwise respond to Plaintiffs' Complaint
4 for Declaratory and Injunctive Relief shall be no later than 21 days after entry of
5 this Court's order regarding the Motion for Preliminary Injunction.

6 Dated: June 7, 2017

7 Respectfully submitted,

8 XAVIER BECERRA
9 Attorney General of California
10 TAMAR PACHTER
11 Supervising Deputy Attorney General
12 ANTHONY P. O'BRIEN
13 Deputy Attorneys General

14 /s/ Alexandra Robert Gordon

15 ALEXANDRA ROBERT GORDON
16 Deputy Attorney General
17 Attorneys for Defendant
18 Attorney General Xavier Becerra

19 Dated: June 7, 2017

20 By: MICHEL & ASSOCIATES, P.C.

21 /s/ Anna M. Barvir

22 ANNA M. BARVIR
23 Attorneys for Plaintiffs Virginia
24 Duncan, Richard Lewis, Patrick
25 Lovette, David Marguglio,
26 Christopher Waddell, and California
27 Rifle & Pistol Association

28 HAVING CONSIDERED THE STIPULATION OF THE PARTIES, AND GOOD
29 CAUSE APPEARING, **IT IS SO ORDERED:**

30 Dated: _____

31 Hon. Roger T. Benitez

32 SA2017107272
33 Stipulation and Order re EOT to Answer or Otherwise Respond.doc

CERTIFICATE OF SERVICE

Case Name: **Duncan, Virginia et al v. Xavier
Becerra**

No. **17-cv-1017-BEN-JLB**

I hereby certify that on June 7, 2017, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

**STIPULATION AND ORDER RE EXTENSION OF TIME TO ANSWER OR
OTHERWISE RESPOND TO FIRST AMENDED COMPLAINT**

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 June 7, 2017, at Sacramento, California.

Tracie L. Campbell

Declarant

/s/ Tracie Campbell

Signature