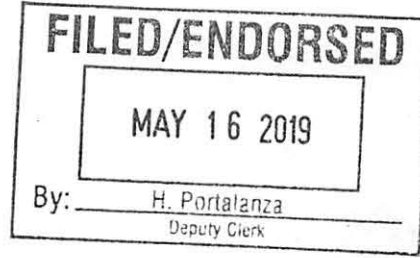


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C.D. Michel – S.B.N. 144258
Scott M. Franklin – S.B. N. 240254
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Attorneys for Plaintiffs

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO

DAVID GENTRY, JAMES PARKER,
MARK MIDLAM, JAMES BASS, and
CALGUNS SHOOTING SPORTS
ASSOCIATION,

Plaintiffs and Petitioners,

v.

XAVIER BECERRA, in His Official
Capacity as Attorney General For the State
of California; STEPHEN LINDLEY, in
His Official Capacity as Acting Chief for
the California Department of Justice,
BETTY T. YEE, in Her Official Capacity
as State Controller, and DOES 1 - 10,

Defendants and Respondents.

Case No. 34-2013-80001667

**STIPULATION OF THE PARTIES RE:
EXTENSION OF TIME TO FILE
MEMORANDA OF COSTS AND MOTIONS
FOR ATTORNEY'S FEES; [PROPOSED]
ORDER**

*Pursuant to CRC Rules 3.1700(b)(3) &
3.1702(b)(2)(B)*

Judge: Honorable Richard K. Sueyoshi
Dept.: 28

Judgment Entered: April 10, 2019
Trial Date: March 16, 2018
Action Filed: October 16, 2013

The parties to this Action, through their respective counsel, hereby stipulate and agree to the following.

AVERMENT

WHEREAS, this Court entered the final judgment in this action on April 10, 2019;

1 WHEREAS, Notice of Judgment was served by Plaintiffs by mail and email on May 2,
2 2019;

3 WHEREAS, Plaintiffs intend to appeal the judgment;

4 WHEREAS, pursuant to California Rules of Court, Rules 3.1700(b)(3) and
5 3.1702(b)(2)(B), the parties are within the time period wherein they are allowed to extend, by
6 written stipulation, the otherwise applicable deadlines for filing memoranda of costs and motions
7 for attorney's fees;

8 WHEREAS, California Rule of Court 3.1700(b)(3) does not provide a limitation on the
9 length of time a stipulated extension may cover;

10 WHEREAS, California Rule of Court 3.1702(b)(2)(B) provides a stipulated extension
11 may extend the time to file a motion for attorney's fees "until the time within which a
12 memorandum of costs must be served and filed under rule 8.278(c) in an unlimited civil case[.]"
13 which, under the cited rule, is "[w]ithin 40 days after issuance of the remittitur[.]"

14 WHEREAS, Plaintiffs believe an attempt to resolve cost and attorney's fee claims now is
15 not prudent given the forthcoming appeal; and

16 WHEREAS, Defendants have no objection to extending the relevant deadlines in an
17 attempt to avoid what may be duplicative or otherwise unnecessary motion practice.

18 **STIPULATION**

19 THEREFORE, based on the foregoing facts, the parties hereby stipulate as follows.

- 20 1. The deadline to file and serve a memorandum of costs or motion for attorney's fee
21 (or both) is 40 days after the reviewing court mails notice of issuance of remittitur.

22 **SO STIPULATED.**

23 Dated: May 7th, 2019

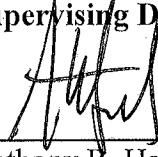
MICHEL & ASSOCIATES, P.C.



Scott M. Franklin
Attorneys for the Plaintiffs/Petitioners

1 Dated: May ¹⁵ 2019

XAVIER BECERRA
Attorney General of California
STEPAN A. HAYTAYAN
Supervising Deputy Attorney General



Anthony R. Hakl
Deputy Attorney General
Attorneys for Defendants/Respondents

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SACRAMENTO

DAVID GENTRY, JAMES PARKER,
MARK MIDLAM, JAMES BASS, and
CALGUNS SHOOTING SPORTS
ASSOCIATION,

Plaintiffs and Petitioners,

v.

XAVIER BECERRA, in His Official
Capacity as Attorney General For the State
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His Official Capacity as Acting Chief for
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BETTY T. YEE, in Her Official Capacity
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Case No. 34-2013-80001667

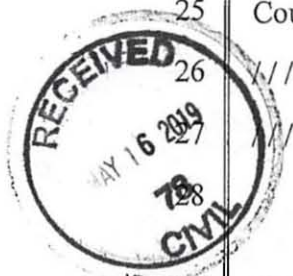
**[PROPOSED] ORDER RE: EXTENSION OF
TIME TO FILE MEMORANDA OF COSTS
AND MOTIONS FOR ATTORNEY'S FEES**

Judge: Honorable Richard K. Sueyoshi
Dept.: 28

Judgment entered: April 10, 20109
Trial Date: March 16, 2018
Action Filed: October 16, 2013

[PROPOSED] ORDER

Based on the stipulation of the parties dated May 3, 2019, and good cause appearing, the
Court hereby extends the relevant deadlines as follows:



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1. The deadline to file and serve a memorandum of costs or motion for attorney's fee (or both) is 40 days after the reviewing court mails notice of issuance of remittitur.

IT IS SO ORDERD.

Date: May ____, 2019

Judge Richard K. Sueysohi

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA

3 COUNTY OF SACRAMENTO

4 I, Laura Palmerin, am employed in the City of Long Beach, Los Angeles County,
5 California. I am over the age of eighteen (18) years and am not a party to the within action. My
6 business address is 180 East Ocean Blvd., Suite 200, Long Beach, CA 90802.

7 On May 16, 2019, the foregoing document described as

8 **STIPULATION OF THE PARTIES RE: EXTENSION OF TIME TO FILE**
9 **MEMORANDA OF COSTS AND MOTIONS FOR ATTORNEY’S FEES;**
10 **[PROPOSED] ORDER**

11 on the interested parties in this action by placing

- 12 the original
13 a true and correct copy

14 thereof enclosed in sealed envelope(s) addressed as follows:

15 Anthony R. Hakl
16 anthony.hakl@doj.ca.gov
17 Deputy Attorney General
18 1300 I Street, Suite 125
19 P.O. Box 944255
20 Sacramento, CA 94244-2550

21 *Attorney for Defendants*

22 (BY ELECTRONIC MAIL) As follows: I served a true and correct copy by electronic
23 transmission. Said transmission was reported and completed without error.
24 Executed on May 16, 2019, at Long Beach, California.

25 (BY MAIL) As follows: I am “readily familiar” with the firm’s practice of collection and
26 processing correspondence for mailing. Under the practice it would be deposited with the
27 U.S. Postal Service on that same day with postage thereon fully prepaid at Long Beach,
28 California, in the ordinary course of business. I am aware that on motion of the party served,
service is presumed invalid if postal cancellation date is more than one day after date of
deposit for mailing an affidavit.
Executed on May 16, 2019, at Long Beach, California.

(STATE) I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.


LAURA PALMERIN