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9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA
 11 SACRAMENTO DIVISION

13 **WILLIAM WIESE, et al.,**
 14
 Plaintiff,
 15
 v.
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 17 **XAVIER BECERRA, et al.,**
 18 Defendants.

2:17-cv-00903-WBS-KJN
STIPULATION RE: MOTION FOR SUMMARY JUDGMENT
 Courtroom: 5, 14th Floor
 Judge: Hon. William B. Shubb
 Trial Date: None Set
 Action Filed: April 28, 2017

20 **STIPULATION**

21 The parties to this action, by and through their respective counsel, hereby stipulate as
 22 follows:

23 WHEREAS, on January 13, 2023, the Court issued the following Order:

24 [T]he court will allow plaintiffs to file their motion for summary judgment forthwith.
 25 The court will then consider [a] request under Federal Rule of Civil Procedure 56(d)

26 ¹ Rob Bonta has succeeded former Attorney General Xavier Becerra as the
 27 Attorney General of the State of California, and Allison Mendoza is now serving as
 28 Director of the Bureau of Firearms. Pursuant to Federal Rule of Civil Procedure 25(d), Attorney
 General Bonta and Acting Director Mendoza, in their respective official capacities, are
 substituted as the defendants in this case.

1 after plaintiffs' motion for summary judgment has been filed, should defendants feel
2 discovery is necessary to respond to plaintiffs' motion.

3 Dkt. 120 at 2;

4 WHEREAS, the parties have met and conferred about the forthcoming motion for summary
5 judgment and agree that the Court should issue a briefing schedule in connection with the
6 forthcoming motion; and

7 WHEREAS, the parties have agreed that once Plaintiffs' motion for summary judgment is
8 filed, Defendants should be afforded 30 days within which to file an opposition (and potential
9 counter-motion for summary judgment), Plaintiffs should be afforded 30 days from the filing of
10 that opposition and/or counter-motion for summary judgment to file a reply in support of their
11 motion for summary judgment and opposition to Defendants' counter-motion, and Defendants
12 should be afforded 21 days from the filing of Plaintiffs' opposition to the counter-motion for
13 summary judgment to file a reply; and

14 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between
15 counsel for Plaintiffs and counsel for Defendants, that:

- 16 1. Within 30 days of the filing of Plaintiffs' motion for summary judgment, Defendants
17 shall file an opposition (and potential counter-motion for summary judgment);
- 18 2. Plaintiffs' reply shall be due within 30 days of the filing of Defendants' opposition to
19 Plaintiffs' motion for summary judgment;
- 20 3. If Defendants file a counter-motion for summary judgment, Plaintiffs' opposition
21 shall be filed with their reply in support of their motion for summary judgment, and Defendants'
22 reply in support of their counter-motion for summary judgment shall be due within 21 days
23 thereafter; and
- 24 4. Hearing on Plaintiffs' motion for summary judgment shall be set for July 10, 2023.

25 **IT IS SO STIPULATED AND AGREED.**

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Dated: March 31, 2023

ROB BONTA
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MARK R. BECKINGTON
Supervising Deputy Attorney General
JOHN D. ECHEVERRIA
Deputy Attorney General

/s/

ROBERT L. MEYERHOFF
Deputy Attorney General
Attorneys for Defendants

Dated: March 31, 2023

/s/ (as authorized on March 31, 2023)

George M. Lee
SEILER EPSTEIN LLP
Attorneys for Plaintiffs

/s/ (as authorized on March 31, 2023)

Raymond DiGuiseppe
THE DIGUISEPPE LAW FIRM, P.C.
Attorneys for Plaintiffs

Dated: March 31, 2023