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14 IN THE UNITED STATES DISTRICT COURT
 15 FOR THE EASTERN DISTRICT OF CALIFORNIA

18 **MARK BAIRD and RICHARD
 GALLARDO,**

19 Plaintiffs,

20 v.

22 **ROB BONTA, in his official capacity as
 Attorney General of the State of California,
 23 and DOES 1-10,**

24 Defendants.

2:19-cv-00617-KJM-AC

**STIPULATION TO CONTINUE
 HEARING DATE; PROPOSED ORDER**

Judge: The Honorable Kimberly J.
 Mueller

Trial Date: None Set

Action Filed: April 10, 2019

26 Plaintiffs Mark Baird and Richard Gallardo and Defendant Rob Bonta, in his official
 27 capacity as Attorney General of California, will move, and hereby stipulate to and request a short,
 28

1 further continuance of the motion for summary judgment hearing scheduled for October 13, 2023,
2 to November 3, 2023, and for adjusted briefing deadlines, for the following reasons:

3 WHEREAS, Defendants filed their motion for summary judgment on August 18, 2023;

4 WHEREAS, on August 24, 2023, Plaintiffs' counsel requested Defendants' position on a
5 continuance of the hearing date, to allow filing of a countermotion for summary judgment, and
6 Defendants did not oppose, requesting that all remaining briefing run from the new hearing date;

7 WHEREAS, on August 25, 2023, Plaintiffs filed their motion for a continuance of the
8 hearing date, and on August 28, 2023, this Court granted that motion, resetting the hearing as to
9 Defendant's Motion for Summary Judgment for October 13, 2023, and set forth all remaining
10 briefing as running from the new hearing date;

11 WHEREAS, the parties have further conferred over the deadlines by which to file their
12 briefs and agree that new briefing schedule should be set;

13 WHEREAS, Defendant's counsel has determined that due to her current case calendar, a
14 short continuance of the hearing and briefing schedule is necessary to avoid conflicts in her
15 calendar during the second half of September that would otherwise interfere with her ability to
16 adequately prepare and file briefs that would be most helpful to the Court;

17 WHEREAS, the parties have met and conferred, and Plaintiffs do not oppose a further short
18 continuance of the hearing date in this matter, and have also agreed to a proposed briefing
19 schedule in accordance with Local Rule 230;

20 IT IS HEREBY STIPULATED AND AGREED, by and among the Parties, through their
21 counsel of record, that:

22 1. The hearing on the Defendant's motion for summary judgment in this matter is
23 continued from October 13, 2023, to November 3, 2023;

24 2. Plaintiffs' countermotion for summary judgment is to be filed on September 29, 2023
25 and shall also be set for hearing on November 3, 2023;

26 3. Both parties will file oppositions by October 13, 2023;

27 4. Both parties will file reply briefs by October 23, 2023;

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CERTIFICATE OF SERVICE

Case Name: Baird, Mark v. Rob Bonta No. 2:19-cv-00617-KJM-AC

I hereby certify that on September 1, 2023, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

STIPULATION TO CONTINUE HEARING DATE; PROPOSED ORDER

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 and the United States of America the foregoing is true and correct and that this declaration was executed on September 1, 2023, at Los Angeles, California.

Lara Haddad
Declarant

s/ Lara Haddad
Signature