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UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

The United States of America,
Plaintiff,

v.

The State of Arizona; and Janice K. Brewer,
Governor of the State of Arizona, in her
Official Capacity,

Defendants.

No. 2:10-cv-1413-PHX-SRB

**STIPULATION AND REQUEST
FOR AN EXTENSION OF TIME
TO RESPOND TO DEFENDANTS'
MOTION TO DISMISS (FIRST
REQUEST)**

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IT IS HEREBY STIPULATED, pursuant to LRCiv. 7.3, by and between the parties hereto, through their undersigned counsel, that Plaintiff shall receive a fourteen (14) day extension of time to August 26, 2010, to file its response to Defendants' Motion to Dismiss. This is the first stipulation seeking an extension of time.

Plaintiff's response to Defendants' Motion to Dismiss is currently due on August 12, 2010. The parties stipulate to an extension of time for two reasons. First, the parties are currently in discussions regarding scheduling of the various proceedings in light of the Defendants' recently filed appeal of this Court's Order on the United States' Motion for Preliminary Injunction. The Ninth Circuit has issued a scheduling order pursuant to which briefing and oral argument will be completed by the week of November 1, 2010. Second, owing to the press of other litigation matters and the schedules of various officials who are consulted on this matter, the United States' counsel requires additional time to have the United States' response completed and reviewed. Should this stipulation be approved, Plaintiff would not oppose a similar extension of time for Defendants' reply brief.

DATED: August 5, 2010

Respectfully Submitted,

Tony West
Assistant Attorney General

Dennis K. Burke
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Arthur R. Goldberg
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State of Arizona, and the State of Arizona*

CERTIFICATE OF SERVICE

I hereby certify that on August 5, 2010, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of Notice of Electronic Filing to the CM/ECF registrants on record in this matter.

/s/ Varu Chilakamarri
Varu Chilakamarri