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5 Attorney for Plaintiffs  
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8 **UNITED STATES DISTRICT COURT**  
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

10 RICHARD ENOS, JEFF BASTASINI,  
11 LOUIE MERCADO, WALTER GROVES,  
12 MANUEL MONTEIRO, EDWARD  
ERIKSON, and VERNON NEWMAN,,

13 Plaintiffs,

14 vs.

15 ERIC HOLDER, as United States Attorney  
16 General, and ROBERT MUELLER, III, as  
17 Director of the Federal Bureau of  
Investigation,

18 Defendants.  
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Case No.: 2:10-CV-02911-JAM-EFB

STIPULATION and ORDER: EXTENSION  
OF TIME FOR PLAINTIFFS TO FILE FRCP  
56 MOTION

Trial Date: Not Set

Pending Motions: January 25, 2012  
9:30 a.m.  
Courtroom 6, 14<sup>th</sup> Floor

Plaintiffs' FRCP 56 Motion

Defendants' FRCP 12 Motion

20 TO THIS HONORABLE COURT:

- 21 1. All Plaintiffs are represented by the Law Offices of Donald Kilmer.
- 22 2. Defendants HOLDER and MUELLER are represented by Assistant United States  
23 Attorney Edward Olsen.
- 24 3. The parties hereby stipulate that Plaintiffs have good cause to extend the due date for  
25 filing/serving their moving papers on their FRCP 56 Motion from December 14, 2011 to  
26 December 19, 2011, that neither party is prejudiced by this extension, and that all other  
27 due dates currently set forth in this Court Order filed on October 18, 2011 (Dkt # 35)  
28 shall remain as set.

1 **SO STIPULATED.**

2 Date: December 12, 2011

Date: December 12, 2011

3 /s/ Donald Kilmer

/s/ Edward Olsen

4 Donald Kilmer for Plaintiffs

Edward Olsen for Defendants

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6 ATTESTATION FOR COMPLIANCE WITH GENERAL ORDER 45  
7 AND LOCAL RULE VIII.B.

8 I, Donald Kilmer, declare under penalty of perjury under the laws of California and the United  
9 States that I have in my possession e-mail correspondence from Edward Olsen that the content of  
10 this document is acceptable to all persons required to sign the document. I declare that this  
11 document was signed in San Jose, CA on December 12, 2011.

10 /s/ Donald Kilmer

11 Donald Kilmer, for Plaintiffs

12 **SO ORDERED.**

13 Date: 12/13/11

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/s/ John A. Mendez  
United States District Court Judge

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