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

**TRACY RIFLE AND PISTOL LLC;  
MICHAEL BARYLA; TEN PERCENT  
FIREARMS; WESLEY MORRIS;  
SACRAMENTO BLACK RIFLE, INC.;  
ROBERT ADAMS; PRK ARMS, INC.;  
JEFFREY MULLEN; IMBERT &  
SMITHERS, INC.; and ALEX ROLSKY,**

Plaintiffs,

v.

**KAMALA D. HARRIS, in her official  
capacity as Attorney General of California;  
AND STEPHEN J. LINDLEY, in his official  
capacity as Chief of the California  
Department of Justice Bureau of Firearms,**

Defendants.

2:14-cv-02626-TLN-DAD

**STIPULATION AND [PROPOSED]  
ORDER REGARDING RULE 26(F)  
CONFERENCE AND JOINT STATUS  
REPORT**

Hearing Date: Mar. 12, 2015  
Hearing Time: 2:00 p.m.  
Judge: Hon. Troy L. Nunley  
Action Filed: Nov. 10, 2014

1 WHEREAS Plaintiffs filed this action on November 10, 2014 challenging the  
2 constitutionality of California Penal Code section 26820;

3 WHEREAS on November 10, 2014 the Court issued an order requiring that the parties hold  
4 the conference required by Federal Rule of Civil Procedure 26(f) and file a joint status report  
5 within 60 days of service of the complaint;

6 WHEREAS Plaintiffs filed a motion for preliminary injunction that was scheduled for  
7 hearing on March 12, 2015;

8 WHEREAS on January 9, 2015 the Court issued an order postponing the Rule 26(f)  
9 conference and joint status report until 14 days after the hearing on Plaintiffs' motion for  
10 preliminary injunction;

11 WHEREAS on March 6, 2015 the Court issued a minute order vacating the March 12  
12 hearing and leaving open the possibility of rescheduling the hearing for a later date;

13 WHEREAS the March 6 order was silent as to its effect on the deadline for the Rule 26(f)  
14 conference and joint status report;

15 WHEREAS the parties agree good cause exists to postpone the joint status report until after  
16 either (1) a rescheduled hearing on Plaintiffs' motion for preliminary injunction, or (2) the  
17 Court's resolution of Plaintiffs' motion for preliminary injunction without a hearing;

18 IT IS HEREBY STIPULATED by and between:

19 Plaintiffs Tracy Rifle and Pistol LLC, Michael Baryla, Ten Percent Firearms, Wesley  
20 Morris, Sacramento Black Rifle, Inc., Robert Adams, PRK Arms, Inc., Jeffrey Mullen, Imbert &  
21 Smithers, Inc., and Alex Rolsky, and Defendants Kamala D. Harris, in her official capacity as the  
22 Attorney General of California, and Stephen J. Lindley, in his official capacity as the Chief of the  
23 California Department of Justice Bureau of Firearms, that good cause exists:

24 1. For the Federal Rule of Civil Procedure 26(f) conference and Joint Status Report  
25 ordered by this Court on January 9, 2015 to be postponed until no more than 14 days after either  
26 (1) a rescheduled hearing on Plaintiffs' motion for preliminary injunction, or (2) the Court's  
27 resolution of Plaintiffs' motion without a hearing.  
28

1 Dated: March 26, 2015

KAMALA D. HARRIS  
Attorney General of California

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4  
5 /s/ Emmanuelle S. Soichet  
EMMANUELLE S. SOICHET  
DEPUTY ATTORNEY GENERAL  
6 *Attorneys for Defendants*

7 Dated: March 26, 2015

BENBROOK LAW GROUP, PC

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10 /s/ Stephen M. Duvernay (as authorized on 3/26/2015)  
STEPHEN M. DUVERNAY  
11 *Attorney for Plaintiffs*

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**TRACY RIFLE AND PISTOL LLC;  
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2:14-cv-02626-TLN-DAD

**[PROPOSED] ORDER REGARDING  
RULE 26(F) CONFERENCE AND JOINT  
STATUS REPORT**

Upon consideration of the parties' Stipulation Regarding Rule 26(f) Conference and Joint Status Report, and good cause appearing therefore, IT IS HEREBY ORDERED THAT:

1. The Federal Rule of Civil Procedure 26(f) conference and Joint Status Report ordered by this Court on January 9, 2015 shall be postponed until no more than 14 days after either (1) a rescheduled hearing on Plaintiffs' motion for preliminary injunction, or (2) the Court's resolution of Plaintiffs' motion without a hearing.

IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2015

\_\_\_\_\_  
Troy L. Nunley  
United States District Judge