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9 IN THE UNITED STATES DISTRICT COURT  
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 **VINZENZ J. KOLLER, an individual and**  
 14 **Presidential Elector,**  
 15 Plaintiff,  
 16 v.  
 17 **JERRY BROWN, in his official capacity as**  
 18 **Governor for the State of California;**  
 19 **XAVIER BECERRA, in his official capacity**  
 20 **as Attorney General for the State of**  
 21 **California; ALEX PADILLA, in his official**  
 22 **capacity as Secretary of State for the State**  
 23 **of California; and DOES 1-10,**  
 24 Defendants.

5:16-cv-07069-EJD

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING CASE  
 MANAGEMENT CONFERENCE**

Date: None  
 Time: None  
 Dept: 4  
 Judge: The Honorable Edward J.  
 Davila  
 Trial Date: N/A  
 Action Filed: December 9, 2016

1 All parties, through their undersigned counsel, hereby submit this Stipulation and  
2 [Proposed] Order Continuing Case Management Conference.

3 WHEREAS, on December 9, 2016, Plaintiff Vinzenz J. Koller filed the Verified Complaint  
4 for Declaratory and Injunctive Relief;

5 WHEREAS, on January 3, 2017, the Court endorsed the parties stipulation extending  
6 Defendants' time to respond to the Complaint until February 3, 2017 (ECF No. 56);

7 WHEREAS, on January 3, 2017, the Court granted the California Republican Party's  
8 motion to intervene (ECF No. 57);

9 WHEREAS, on January 11, 2017, the Court endorsed Plaintiff's voluntary dismissal of the  
10 claims against Governor Brown (ECF No.62);

11 WHEREAS, on February 7, 2017, the Court endorsed the parties' stipulation providing a  
12 schedule for Plaintiff to file an amended complaint and for Defendants to respond to the amended  
13 complaint (ECF No. 78);

14 WHEREAS, a case management conference is currently scheduled for March 9, 2017 (see  
15 ECF No. 8);

16 WHEREAS, the parties believe it would be a more efficient to continue the case  
17 management conference to a later date in order to provide the parties time to confer about the  
18 amended complaint and Defendants' response to the amended complaint;

19 WHEREAS, the parties propose that the case management conference be taken off  
20 calendar;

21 WHEREAS, the parties propose that they submit a new proposed schedule for a case  
22 management conference on or before March 17, 2017, the date currently set for Defendants to  
23 respond to the amended complaint;

24 THEREFORE, pursuant to Civil Local Rules 6-1 and 16-2(d), and subject to the Court's  
25 approval, the parties stipulate as follows:

- 26 1. The case management conference set for March 9, 2017 be vacated;  
27 2. On or before March 17, 2017, the parties shall propose a new date for a case  
28 management conference for the Court's approval.



