## Case 5:16-cv-07069-EJD Document 82 Filed 02/16/17 Page 1 of 4

| 1<br>2<br>3<br>4<br>5<br>6<br>7<br>8<br>9<br>10<br>11 | XAVIER BECERRA Attorney General of California MARC A. LEFORESTIER Supervising Deputy Attorney General KEVIN A. CALIA Deputy Attorney General State Bar No. 227406 1300 I Street, Suite 125 P.O. Box 944255 Sacramento, CA 94244-2550 Telephone: (916) 322-6114 Fax: (916) 324-8835 E-mail: Kevin.Calia@doj.ca.gov Attorneys for Defendants Attorney General Xavia Becerra and Secretary of State Alex Padilla IN THE UNITED STAT | ΓES DISTRICT                 |  |
|---|--|------------------------------|--|
| 12  |  |                              |  |
| 13<br>14  | VINZENZ J. KOLLER, an individual and Presidential Elector,   | 5:16-cv-07069                | 9-EJD  |
| 15  | Plaintiff,   |                              |  |
| 16  | <b>v.</b>  | ORDER CON                    | ON AND [PROPOSED]<br>NTINUING CASE<br>ENT CONFERENCE |
| 17  | JERRY BROWN, in his official capacity as   | Date:                        | None   |
| 18  | Governor for the State of California;<br>XAVIER BECERRA, in his official capacity  | Time:<br>Dept:               | None<br>4  |
| 19  | as Attorney General for the State of California; ALEX PADILLA, in his official   | Judge:                       | The Honorable Edward J. Davila                       |
| 20  | capacity as Secretary of State for the State of California; and DOES 1-10,   | Trial Date:<br>Action Filed: | N/A<br>December 9, 2016                              |
| 21 22   | Defendants.  |                              |  |
| 23  |  | I                            |  |
| 24  |  |                              |  |
| 25  |  |                              |  |
| 26  |  |                              |  |
| 27  |  |                              |  |
|   |  |                              |  |
| 28  |  |                              |  |
|   | Stimulation Conti  | wing Cose Merro              | oment Conference (5:16 on 07060 EID)                 |

| 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 amende |  |  |
| 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.   |  |  |

## Case 5:16-cv-07069-EJD Document 82 Filed 02/16/17 Page 3 of 4 1 Dated: February 16, 2017 Respectfully Submitted, 2 XAVIER BECERRA Attorney General of California 3 MARC A. LEFORESTIER Supervising Deputy Attorney General 4 5 6 /s/ Kevin A. Calia 7 KEVIN A. CALIA Deputy Attorney General Attorneys for Defendants 8 Attorney General Xavier Becerra and 9 Secretary of State Alex Padilla 10 Dated: February 16, 2017 KRAMER LAW OFFICE, INC. 11 12 13 /s/ Melody A. Kramer MELODY A. KRAMER 14 Attorney for Plaintiff Vinzenž J. Koller 15 16 Dated: February 16, 2017 BELL, McANDREWS & HILTACHK, LLP 17 18 /s/ Charles H. Bell, Jr. CHARLES H. BELL, JR. 19 BRIAN T. HILDRETH TERRY J. MARTIN 20 Attorneys for Intervenor California Republican Party 21 22 PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED. 23 24 25 Dated: 26 Honorable Edward J. Davila United States District Judge 27 28 2

Stipulation Continuing Case Management Conference (5:16-cv-07069-EJD)

## Case 5:16-cv-07069-EJD Document 82 Filed 02/16/17 Page 4 of 4

| ECF ATTESTATION  |  |  |  |
|--|--|--|--|
| I, Kevin A. Calia, am the ECF User whose ID and Password are being used to file this:    |  |  |  |
| STIPULATION AND [PROPOSED] ORDER CONTINUING CASE MANAGEMENT CONFERENCE                   |  |  |  |
|  |  |  |  |
| In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Melody A. Kramer and |  |  |  |
| Charles H. Bell, Jr. have concurred in this filing.                                      |  |  |  |
| Detect: Echmony 16, 2017   |  |  |  |
| Dated: February 16, 2017 /s/ Kevin A. Calia  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
| 3  |  |  |  |
|  |  |  |  |