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15 *Attorneys for Gregory J. Nickels and City of Seattle*

16 UNITED STATES DISTRICT COURT
17 WESTERN DISTRICT OF WASHINGTON
18 AT SEATTLE

19 ROBERT C. WARDEN,
20
21 Plaintiff,

22 v.

23 GREGORY J. NICKELS and CITY OF
24 SEATTLE

Case No. 2:09-CV-01686-MJP

STIPULATION AND [PROPOSED]
ORDER REVISING PRELIMINARY
INJUNCTION BRIEFING SCHEDULE

25 STIPULATION

26 Plaintiff, Robert C. Warden (“Plaintiff”), on December 18, 2009, filed a Motion for
27 Preliminary Injunction (the “Motion”). By Order dated December 22, 2009, dkt. no. 9, the
28 Court set oral argument on the Motion for March 2, 2010. In light of the March 2 hearing
date, the Parties agree that a modification of the briefing schedule for the Motion would be of
benefit to both parties and the Court, as set forth below. The proposed schedule is not for the
purpose of delay, promotes judicial efficiency by allowing two weeks for judicial review of

1 briefing before the March 2 hearing, and will not cause prejudice to any party. The parties
2 STIPULATE that:

- 3 1. Defendants' Response in opposition to the Motion shall be due on February 10,
- 4 2010;
- 5 2. Plaintiff's Reply in support of the Motion shall be due on February 17, 2010;
- 6 and
- 7 3. All other dates shall remain as previously-scheduled.

8
9 *I hereby attest that concurrence in the filing of this document has been obtained from each
of the other signatories, which shall serve in lieu of their signature(s) on the document.*

10 Dated: January 12, 2010.

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: s/ Daniel J. Dunne

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Attorneys for Defendants

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By: s/Robert C. Warden
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Kent, WA 98031
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Plaintiff

ORDER

Based on the stipulation and agreement of the parties above, and good cause appearing therefore, it is hereby ORDERED that:

1. Defendants' Response in opposition to Plaintiff's Motion for Preliminary Injunction shall be due on February 10, 2010; and

2. Plaintiff's Reply in support of the Motion for Preliminary Injunction shall be due on February 17, 2010.

3. All other dates in this matter shall remain as previously scheduled.

IT IS SO ORDERED.

DATED this _____ day of January 2010.

By: _____
THE HONORABLE MARSHA J. PECHMAN
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on January 12, 2010, I electronically filed the following document with the Clerk of the Court using the CM/ECF system which will send notification of the filing to all counsel of record:

STIPULATION AND [PROPOSED] ORDER REVISING PRELIMINARY INJUNCTION BRIEFING SCHEDULE..

DATED this 12th day of January, 2010.

ORRICK, HERRINGTON & SUTCLIFFE LLP

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