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Department of Justice

8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA
11 FRESNO DIVISION

12
13 **JEFF SILVESTER, MICHAEL POESCHL,**
14 **BRANDON COMBS, THE CALGUNS**
15 **FOUNDATION, INC., a non-profit**
16 **organization, and THE SECOND**
AMENDMENT FOUNDATION, INC., a
non-profit organization,

17 Plaintiffs,

18 v.

19 **KAMALA HARRIS, Attorney General of**
20 **California (in her official and individual**
21 **capacities), CALIFORNIA DEPARTMENT**
22 **OF JUSTICE, and DOES 1 to 20,**

23 Defendants.

1:11-cv-02137-AWI-SKO

**INITIAL STIPULATION AND ORDER
EXTENDING DEFENDANTS' TIME TO
RESPOND TO COMPLAINT (LOCAL
RULES 137, 143, 144)**

Date: N/A
Time: N/A
Courtroom: 2, 8th Flr.
Judge The Hon. Anthony W. Ishii
Trial Date: Not Set Yet
Action Filed: December 23, 2011

24 IT IS HEREBY STIPULATED, under Local Rules 137, 143 and 144, by and among the
25 parties to this action, through the parties' respective attorneys, as follows:

26 By February 24, 2012, Plaintiffs Jeff Silvester, Michael Poeschl, Brandon Combs, The
27 CalGuns Foundation, Inc., and The Second Amendment Foundation, Inc. ("Plaintiffs"), desire to
28 and shall file an amended complaint in this action.

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By March 16, 2012 (or within 21 days after Plaintiffs file their amended complaint in this action, whichever date is earlier), Defendants Kamala D. Harris and California Department of Justice (“Defendants”) shall respond, separately or jointly, to Plaintiffs’ amended complaint in this action.

Both Plaintiffs’ amended complaint and Defendants’ response shall be served on counsel for the opposing parties no later than the close of the next business day after completion of the filing.

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1 Defendants shall not be required to respond to the original complaint filed December 23,
2 2012 in this action, and being amended.

3 IT IS SO STIPULATED.

4 Respectfully submitted,

5 Dated: February 9, 2012

KAMALA D. HARRIS
Attorney General of California
PETER K. SOUTHWORTH
Supervising Deputy Attorney General

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9 /s/ Jonathan M. Eisenberg
JONATHAN M. EISENBERG
Deputy Attorney General
Attorneys for Defendants Kamala D. Harris,
Attorney General of California, and
California Department of Justice

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12 Dated: February 9, 2012

DAVIS & ASSOCIATES

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14 /s/ Jason A. Davis¹
JASON A. DAVIS
Attorneys for Plaintiffs Jeff Silvester,
Michael Poeschl, Brandon Combs, The
CalGuns Foundation, Inc., and The Second
Amendment Foundation, Inc.

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19 **ORDER**

20 IT IS SO ORDERED.

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22 Dated: February 14, 2012

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

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27 ¹ On February 9, 2012, Mr. Davis gave written consent to Mr. Eisenberg to indicate that
28 Mr. Davis's signature should be included in this document.