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14 IN THE UNITED STATES DISTRICT COURT  
15 FOR THE DISTRICT OF ARIZONA

16 **Russell B. Toomey,**  
17  
Plaintiff,  
18 v.

Case No. CV-19-00035-TUC-RM (LAB)

19 **State of Arizona; Arizona Board of**  
20 **Regents, d/b/a University of Arizona,** a  
governmental body of the State of Arizona;  
21 **Ron Shoopman,** in his official capacity as  
Chair of the Arizona Board of Regents;  
22 **Larry Penley,** in his official capacity as  
Member of the Arizona Board of Regents;  
23 **Ram Krishna,** in his official capacity as  
Secretary of the Arizona Board of Regents;  
24 **Bill Ridenour,** in his official capacity as  
Treasurer of the Arizona Board of Regents;  
25 **Lyndel Manson,** in her official capacity as  
Member of the Arizona Board of Regents;  
26 **Karrin Taylor Robson,** in her official  
capacity as Member of the Arizona Board  
27 of Regents; **Jay Heiler,** in his official  
capacity as Member of the Arizona Board  
28 of Regents; **Fred Duval,** in his official  
capacity as Member of the Arizona Board

**JOINT MOTION AND  
STIPULATION TO EXTEND  
DEADLINE FOR STATE  
DEFENDANTS TO RESPOND TO  
PLAINTIFF’S OBJECTION TO  
REPORT AND  
RECOMMENDATION**

1 of Regents; **Andy Tobin**, in his official  
 2 capacity as Director of the Arizona  
 3 Department of Administration; **Paul**  
 4 **Shannon**, in his official capacity as Acting  
 5 Assistant Director of the Benefits Services  
 6 Division of the Arizona Department of  
 7 Administration,  
 8  
 9 Defendants.

10 Plaintiff Russell Toomey (“Plaintiff”) and Defendants State of Arizona, Andy  
 11 Tobin, and Paul Shannon (collectively “State Defendants”) hereby stipulate to extend the  
 12 deadline for the State Defendants to file their Response to Plaintiff’s Objection to Report  
 13 and Recommendation [Dkt. 49] from July 16, 2019 to July 24, 2019. This brief extension  
 14 is being requested due to the summer vacation schedules of C. Christine Burns and  
 15 Kathryn King, counsel for the State Defendants, and also personal obligations due to the  
 16 death of a family member of Kathryn King; it is made in good faith and not for the  
 17 purpose of delay.

18 For the foregoing reasons, the parties respectfully request this Court enter an order  
 19 extending the deadline as follows:

Deadline	Current Date	Extended Date
State Defendant’s Response to Plaintiff’s Objection to Report and Recommendation	July 16, 2019	July 24, 2019

20 A proposed form of order is attached hereto.

21 RESPECTFULLY SUBMITTED this 11<sup>th</sup> day of July, 2019.

22 **BURNSBARTON PLC**

23 By /s/ Kathryn Hackett King  
 24 C. Christine Burns  
 25 Kathryn Hackett King  
 26 Sarah N. O’Keefe

27 **AIKEN SCHENK HAWKINS & RICCIARDI P.C.**

28 By /s/ James Burr Shields (w/permission)  
 James Burr Shields  
 Heather A. Macre  
 Natalie B. Virden

CERTIFICATE OF SERVICE

I hereby certify that on July 11, 2019, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants.

A COPY was also e-mailed on this 11th day of July, 2019, to:

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Ram Krishna; Bill Ridenour; Lyndel Manson; Karrin  
Taylor Robson; Jay Heiler; and Fred Duval*

s/ Carolyn Galbreath

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

**Russell B. Toomey,**

Plaintiff,

v.

**State of Arizona; Arizona Board of Regents, d/b/a University of Arizona**, a governmental body of the State of Arizona; **Ron Shoopman**, in his official capacity as Chair of the Arizona Board of Regents; **Larry Penley**, in his official capacity as Member of the Arizona Board of Regents; **Ram Krishna**, in his official capacity as Secretary of the Arizona Board of Regents; **Bill Ridenour**, in his official capacity as Treasurer of the Arizona Board of Regents; **Lyndel Manson**, in her official capacity as Member of the Arizona Board of Regents; **Karrin Taylor Robson**, in her official capacity as Member of the Arizona Board of Regents; **Jay Heiler**, in his official capacity as Member of the Arizona Board of Regents; **Fred Duval**, in his official capacity as Member of the Arizona Board of Regents; **Andy Tobin**, in his official capacity as Director of the Arizona Department of Administration; **Paul Shannon**, in his official capacity as Acting Assistant Director of the Benefits Services Division of the Arizona Department of Administration,

Defendants.

Case No. CV-19-00035-TUC-RM (LAB)

**[PROPOSED] ORDER GRANTING JOINT MOTION AND STIPULATION TO EXTEND DEADLINE FOR STATE DEFENDANTS TO RESPOND TO PLAINTIFF’S OBJECTION TO REPORT AND RECOMMENDATION**

In consideration of the parties’ Joint Motion and Stipulation to Extend Deadline for State Defendants to Respond to Plaintiff’s Objection to Report and Recommendation

1 (“Motion”) (Dkt. 54) and good cause appearing therefore,  
2

3 **IT IS HEREBY ORDERED** granting the Motion (Dkt. 54) and allowing up to  
4 and including July 24, 2019 for Defendants State of Arizona, Andy Tobin, and Paul  
5 Shannon to respond to Plaintiff’s Objection to Report and Recommendation.  
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