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15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN FRANCISCO DIVISION

18 CALIFORNIA TRIBAL FAMILIES COALITION,  
YUOK TRIBE, CHEROKEE NATION, FACING  
19 FOSTER CARE IN ALASKA, ARK OF  
FREEDOM ALLIANCE, RUTH ELLIS CENTER,  
20 and TRUE COLORS, INC.,

21 Plaintiffs,

22 v.

23 ALEX AZAR, in his official capacity as Secretary of  
Health and Human Services, LYNN A. JOHNSON,  
24 in her official capacity as Assistant Secretary for the  
Administration for Children and Families, U.S.  
25 DEPARTMENT OF HEALTH AND HUMAN  
SERVICES, and ADMINISTRATION FOR  
26 CHILDREN AND FAMILIES,

27 Defendants.

Case No. 3:20-cv-6018-MMC

**JOINT STIPULATED REQUEST AND  
[PROPOSED] ORDER RE: BRIEFING  
SCHEDULE**

1 Pursuant to this Court's Standing Order (ECF No. 38-1) and Civil Local Rules 6-2 and 7-  
2 12, the Parties hereby stipulate to and respectfully request entry of a Court order enlarging the  
3 time for Defendants to file an answer and certified copy of the administrative record under Civil  
4 Local Rule 16-5, and for briefing summary judgment thereafter. To provide sufficient time for  
5 Defendants to compile the administrative record and to provide for orderly briefing in light of the  
6 upcoming transition between administrations, the parties propose the following schedule:

- 7 • December 28, 2020: Defendants file their answer and certified copy of the  
8 administrative record
- 9 • February 1, 2021: Plaintiffs file their motion for summary judgment
- 10 • March 1, 2021: Defendants file their combined opposition to Plaintiffs' motion and  
11 cross-motion for summary judgment
- 12 • March 15, 2021: Plaintiffs file their combined reply in support of their motion and  
13 opposition to Defendants' cross-motion
- 14 • March 29, 2021: Defendants file their reply in support of their motion

15 This is the first time modification requested by either party in this case. The only effect on  
16 the Court's schedule will be to extend the conclusion of summary judgment briefing by three  
17 weeks.

18 Accordingly, the parties respectfully request that the Court enter the proposed stipulated  
19 schedule.

20 Dated: November 13, 2020

Respectfully submitted,

21 By: /s/ Jeffrey B. Dubner  
22 Jeffrey B. Dubner (DC Bar No. 1013399)  
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DATED: November 13, 2020

Respectfully submitted,  
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/s/ Emmet P. Ong  
EMMET P. ONG  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

CALIFORNIA TRIBAL FAMILIES COALITION,  
YUOK TRIBE, CHEROKEE NATION, FACING  
FOSTER CARE IN ALASKA, ARK OF  
FREEDOM ALLIANCE, RUTH ELLIS CENTER,  
and TRUE COLORS, INC.,

Case No. 3:20-cv-6018-MMC

Plaintiffs,

v.

ALEX AZAR, in his official capacity as Secretary of  
Health and Human Services, LYNN A. JOHNSON,  
in her official capacity as Assistant Secretary for the  
Administration for Children and Families, U.S.  
DEPARTMENT OF HEALTH AND HUMAN  
SERVICES, and ADMINISTRATION FOR  
CHILDREN AND FAMILIES,

Defendants.

**[PROPOSED] SCHEDULING ORDER**

The Court, having considered the parties' submissions, hereby GRANTS the parties' stipulation to extend the deadlines provided by Civil Local Rule 16-5. IT IS HEREBY ORDERED that:

- Defendants' answer and certified copy of the administrative record is due December 28, 2020;
- Plaintiffs' motion for summary judgment is due February 1, 2021;
- Defendants' combined opposition to Plaintiffs' motion and cross-motion for summary judgment is due March 1, 2021; and
- Plaintiffs' combined reply in support of their motion and opposition to Defendants' cross-motion is due March 15, 2021.
- Defendants' reply in support of their motion is due March 29, 2021.

Dated: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Maxine M. Chesney  
United States District Judge