

Jennifer C. Pizer (CA Bar No. 152327)  
 Lambda Legal Defense and Education Fund  
 4221 Wilshire Blvd., Suite 280  
 Los Angeles, CA 90010  
 (213) 590-5903  
 jpizer@lambdalegal.org

M. Currey Cook (NY Bar No. 4612834)  
 (admitted *pro hac vice*)  
 Lambda Legal Defense and Education Fund  
 120 Wall St., 19<sup>th</sup> Fl.  
 New York, New York 10005  
 ccook@lambdalegal.org  
 Telephone: (212) 809-8585

Sasha Buchert (OR Bar No. 070686)  
 (admitted *pro hac vice*)  
 Lambda Legal Defense and Education Fund  
 1776 K Street, N.W., 8th Floor  
 Washington, DC 20006-2304  
 Sbuchert@lambdalegal.org  
 Telephone: (202) 804-6245

*Counsel for Plaintiffs*

Jeffrey B. Dubner (DC Bar No. 1013399)  
 (admitted *pro hac vice*)  
 Kristen Miller (DC Bar No. 229627)  
 (admitted *pro hac vice*)  
 Sean A. Lev (DC Bar. No. 449936)  
 (admitted *pro hac vice*)  
 Democracy Forward Foundation  
 P.O. Box 34553  
 Washington, DC 20043  
 jdubner@democracyforward.org  
 kmiller@democracyforward.org  
 slev@democracyforward.org  
 Telephone: (202) 448-9090

Kathryn E. Fort (MI Bar No. 69451)  
 (admitted *pro hac vice*)  
 Michigan State University College of Law  
 Indian Law Clinic  
 648 N. Shaw Lane  
 East Lansing, M.I. 48824  
 fort@msu.edu  
 Telephone: (517) 432-6992

*Counsel for Plaintiffs*

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

CALIFORNIA TRIBAL FAMILIES COALITION,  
*et al.*,

Plaintiffs,

v.

XAVIER BECERRA, in his official capacity as  
 Acting Secretary of Health and Human Services, *et*  
*al.*,<sup>1</sup>

Defendants.

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

**JOINT STIPULATED REQUEST AND  
~~{PROPOSED}~~ ORDER RE: PAGE  
 LENGTH**

<sup>1</sup> Under Rule 25(d) of the Federal Rules of Civil Procedure, Mr. Becerra is automatically substituted as a party for former Secretary of Health and Human Services Alex Azar, and Ben Goldhaber is automatically substituted for former Assistant Secretary for the Administration for Children and Families Lynn Johnson.

Pursuant to Civil Local Rule 7-12, the parties hereby stipulate to and respectfully request entry of an order allowing the parties to exceed page limitations in the parties' summary judgment briefing, beginning with Plaintiffs' motion due on May 17, 2021.<sup>2</sup> According to Civil Local Rule 7-4(b), motions and oppositions shall not exceed 25 pages and replies shall not exceed 15 pages without leave of court. The parties ask for leave to file initial motions of no more than 30 pages each, and replies of no more than 18 pages. The greater lengths are warranted by the volume and length of the 2960-page administrative record, the 2016 and 2020 final rules and their regulatory histories, and Plaintiffs' 75-page complaint.

Dated: May 6, 2021

Respectfully submitted,

By: /s/ Jeffrey B. Dubner  
 Jeffrey B. Dubner (DC Bar No. 1013399)  
 (admitted *pro hac vice*)  
 Kristen Miller (DC Bar. No. 229627)  
 (admitted *pro hac vice*)  
 Sean A. Lev (DC Bar. No. 449936)  
 (admitted *pro hac vice*)  
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<sup>2</sup> Although the parties continue to engage in settlement discussions, Plaintiffs have not received a current offer from Defendants. The parties therefore submit this request for 5 additional pages on motions (and 3 additional pages on replies) in the event that they are unable to reach an agreement.

1 New York, New York 10005  
2 ccook@lambdalegal.org  
3 Telephone: (212) 809-8585

4 Sasha Buchert (Oregon Bar No. 070686)  
5 (admitted *pro hac vice*)  
6 Lambda Legal Defense and Education Fund  
7 1776 K Street, N.W., 8th Floor  
8 Washington, DC 20006-2304  
9 Sbuchert@lambdalegal.org  
10 Telephone: (202) 804-6245

11 Kathryn E. Fort (MI Bar No. 69451)  
12 (admitted *pro hac vice*)  
13 Michigan State University College of Law  
14 Indian Law Clinic  
15 648 N. Shaw Lane  
16 East Lansing, M.I. 48824  
17 fort@msu.edu  
18 Telephone: (517) 432-6992

19 *Counsel for Plaintiffs*

20 Dated: May 6, 2021

21 Respectfully submitted,

22 DAVID L. ANDERSON  
23 United States Attorney  
24 /s/ Emmet P. Ong  
25 EMMET P. ONG  
26 Assistant United States Attorney

27 *Counsel for Defendants*

28 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: May 7, 2021

  
THE HONORABLE MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE