

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

[Counsel identified on signature pages]

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

NATIONAL URBAN LEAGUE, et al.,

Plaintiffs,

v.

WYNN COGGINS, et al.,

Defendants.

CASE NO. 5:20-cv-05799-LHK

**STIPULATION AND ~~PROPOSED~~  
ORDER**

1 Pursuant to Civil Local Rules 6-2 and 7-12, the parties to this action, by their respective  
2 counsel, respectfully submit the following Joint Stipulation, and respectfully request that the  
3 Court issue the following order:

4 WHEREAS, on February 3, 2021, the Court entered the parties' Stipulation and Order  
5 ("February 3 Stipulation and Order"), ECF No. 467;

6 WHEREAS, the February 3 Stipulation and Order provided for a 21-day stay of this case,  
7 beginning February 5, 2021 and ending February 26, 2021;

8 WHEREAS, the parties have continued to engage in good-faith discussions concerning  
9 the potential resolution of this case, and the parties have reached agreement on key portions of  
10 Plaintiffs' claims;

11 WHEREAS, the parties believe that the public interest would be served by staying all  
12 proceedings in this litigation for 21 additional days while the parties continue their discussions  
13 concerning the potential resolution of this case.

14 THE PARTIES JOINTLY STIPULATE, AND RESPECTFULLY REQUEST THAT  
15 THE COURT ORDER, AS FOLLOWS:

16 1. That the Court enter a 21-day stay of this case, effective beginning February 26, 2021  
17 and ending on March 19, 2021, with any deadlines currently due February 26, 2021 becoming  
18 due on March 19, 2021, and all other deadlines commensurately shifted;

19 2. That the Court enter a 21-day stay of proceedings related to Plaintiffs' Renewed  
20 Motion to Compel, *see* ECF Nos. 462, 463, 464, to be coextensive with the requested stay of the  
21 case as a whole;

22 3. That the Court continue the Case Management Conference currently scheduled for  
23 Friday, February 26, 2021, until Friday, March 19, 2021;

24 4. That the parties file a Joint Case Management Statement on March 17, 2021, for a  
25 Further Case Management Conference on March 19, 2021 at 10:00 a.m. PT;

26 5. That, should the parties not reach earlier resolution, the case shall restart on March 19,  
27 2021 under the same schedule currently in place; and  
28

1 6. Defendants will not, on the grounds of any stay, resist or challenge Plaintiffs taking  
2 any of the depositions currently noticed or producing any of the documents and materials  
3 Defendants currently are obligated to produce, but Defendants may assert the objections that they  
4 would have had in the normal course.

5  
6 Dated: February 24, 2021

LATHAM & WATKINS LLP

7 By: /s/ Sadik Huseny  
8 Sadik Huseny

9 Sadik Huseny (Bar No. 224659)  
10 sadik.huseny@lw.com  
11 Steven M. Bauer (Bar No. 135067)  
12 steven.bauer@lw.com  
13 Amit Makker (Bar No. 280747)  
14 amit.makker@lw.com  
15 Shannon D. Lankenau (Bar. No. 294263)  
16 shannon.lankenau@lw.com  
17 **LATHAM & WATKINS LLP**  
18 505 Montgomery Street, Suite 2000  
19 San Francisco, CA 94111  
20 Telephone: 415.391.0600  
21 Facsimile: 415.395.8095

22 Melissa Arbus Sherry (*pro hac vice*)  
23 melissa.sherry@lw.com  
24 Richard P. Bress (*pro hac vice*)  
25 rick.bress@lw.com  
26 Anne W. Robinson (*pro hac vice*)  
27 anne.robinson@lw.com  
28 Tyce R. Walters (*pro hac vice*)  
tyce.walters@lw.com  
Gemma Donofrio (*pro hac vice*)  
gemma.donofrio@lw.com  
Christine C. Smith (*pro hac vice*)  
christine.smith@lw.com  
**LATHAM & WATKINS LLP**  
555 Eleventh Street NW, Suite 1000  
Washington, D.C. 20004  
Telephone: 202.637.2200  
Facsimile: 202.637.2201

*Attorneys for Plaintiffs National Urban League;  
League of Women Voters; Black Alliance for  
Just Immigration; Harris County, Texas; King  
County, Washington; City of San Jose,  
California; Rodney Ellis; Adrian Garcia; and  
the NAACP*

Dated: February 24, 2021

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

By: /s/ Jon M. Greenbaum  
Kristen Clarke (*pro hac vice*)  
kclarke@lawyerscommittee.org  
Jon M. Greenbaum (Bar No. 166733)  
jgreenbaum@lawyerscommittee.org  
Ezra D. Rosenberg (*pro hac vice*)  
erosenberg@lawyerscommittee.org  
Ajay Saini (*pro hac vice*)  
asaini@lawyerscommittee.org  
Maryum Jordan (Bar No. 325447)  
mjordan@lawyerscommittee.org  
Pooja Chaudhuri (Bar No. 314847)  
pchaudhuri@lawyerscommittee.org  
**LAWYERS' COMMITTEE FOR CIVIL  
RIGHTS UNDER LAW**  
1500 K Street NW, Suite 900  
Washington, DC 20005  
Telephone: 202.662.8600  
Facsimile: 202.783.0857

*Attorneys for Plaintiffs National Urban League;  
City of San Jose, California; Harris County,  
Texas; League of Women Voters; King County,  
Washington; Black Alliance for Just  
Immigration; Rodney Ellis; Adrian Garcia; the  
NAACP; and Navajo Nation*

Wendy R. Weiser (*pro hac vice*)  
weiserw@brennan.law.nyu.edu  
Thomas P. Wolf (*pro hac vice*)  
wolft@brennan.law.nyu.edu  
Kelly M. Percival (*pro hac vice*)  
percivalk@brennan.law.nyu.edu  
**BRENNAN CENTER FOR JUSTICE**  
120 Broadway, Suite 1750  
New York, NY 10271  
Telephone: 646.292.8310  
Facsimile: 212.463.7308

*Attorneys for Plaintiffs National Urban League;  
City of San Jose, California; Harris County,  
Texas; League of Women Voters; King County,  
Washington; Black Alliance for Just  
Immigration; Rodney Ellis; Adrian Garcia; the  
NAACP; and Navajo Nation*

Mark Rosenbaum (Bar No. 59940)  
mrosenbaum@publiccounsel.org  
**PUBLIC COUNSEL**  
610 South Ardmore Avenue  
Los Angeles, California 90005  
Telephone: 213.385.2977

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Facsimile: 213.385.9089

*Attorneys for Plaintiff City of San Jose*

Doreen McPaul, Attorney General  
dmc paul@nndoj.org  
Jason Searle (*pro hac vice*)  
jasearle@nndoj.org  
**NAVAJO NATION DEPARTMENT OF JUSTICE**  
P.O. Box 2010  
Window Rock, AZ 86515  
Telephone: (928) 871-6345

*Attorneys for Navajo Nation*

Dated: February 24, 2021

By: /s/ Danielle Goldstein  
Michael N. Feuer (Bar No. 111529)  
mike.feuer@lacity.org  
Kathleen Kenealy (Bar No. 212289)  
kathleen.kenealy@lacity.org  
Danielle Goldstein (Bar No. 257486)  
danielle.goldstein@lacity.org  
Michael Dundas (Bar No. 226930)  
mike.dundas@lacity.org  
**CITY ATTORNEY FOR THE CITY OF LOS ANGELES**  
200 N. Main Street, 8th Floor  
Los Angeles, CA 90012  
Telephone: 213.473.3231  
Facsimile: 213.978.8312

*Attorneys for Plaintiff City of Los Angeles*

Dated: February 24, 2021

By: /s/ Michael Mutalipassi  
Christopher A. Callihan (Bar No. 203010)  
legalwebmail@ci.salinas.ca.us  
Michael Mutalipassi (Bar No. 274858)  
michaelmu@ci.salinas.ca.us  
**CITY OF SALINAS**  
200 Lincoln Avenue  
Salinas, CA 93901  
Telephone: 831.758.7256  
Facsimile: 831.758.7257

*Attorneys for Plaintiff City of Salinas*

Dated: February 24, 2021

By: /s/ Rafey S. Balabanian  
Rafey S. Balabanian (Bar No. 315962)  
rbalabanian@edelson.com  
Lily E. Hough (Bar No. 315277)  
lough@edelson.com

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**EDELSON P.C.**  
123 Townsend Street, Suite 100  
San Francisco, CA 94107  
Telephone: 415.212.9300  
Facsimile: 415.373.9435

Rebecca Hirsch (*pro hac vice*)  
rebecca.hirsch2@cityofchicago.org  
**CORPORATION COUNSEL FOR THE  
CITY OF CHICAGO**  
Celia Mexa  
Stephen J. Kane  
121 N. LaSalle Street, Room 600  
Chicago, IL 60602  
Telephone: (312) 744-8143  
Facsimile: (312) 744-5185

*Attorneys for Plaintiff City of Chicago*

Dated: February 24, 2021

By: /s/ Donald R. Pongrace  
Donald R. Pongrace (*pro hac vice*)  
dpongance@akingump.com  
Merrill C. Godfrey (Bar No. 200437)  
mgodfrey@akingump.com  
**AKIN GUMP STRAUSS HAUER & FELD  
LLP**  
2001 K St., N.W.  
Washington, D.C. 20006  
Telephone: (202) 887-4000  
Facsimile: 202-887-4288

*Attorneys for Plaintiff Gila River Indian  
Community*

Dated: February 24, 2021

By: /s/ David I. Holtzman  
David I. Holtzman (Bar No. 299287)  
David.Holtzman@hklaw.com  
**HOLLAND & KNIGHT LLP**  
Daniel P. Kappes  
Jacqueline N. Harvey  
50 California Street, 28th Floor  
San Francisco, CA 94111  
Telephone: (415) 743-6970  
Fax: (415) 743-6910

*Attorneys for Plaintiff County of Los Angeles*

DATED: February 24, 2021

BRIAN M. BOYNTON  
Acting Assistant Attorney General

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

AUGUST E. FLENTJE  
Special Counsel to the Assistant  
Attorney General

ALEXANDER K. HAAS  
Branch Director

BRAD P. ROSENBERG  
Assistant Branch Director

/s/ Zachary A. Avallone  
ZACHARY A. AVALLONE  
KERI L. BERMAN  
ELLIOTT M. DAVIS  
STEPHEN EHRLICH  
JOHN ROBINSON  
JORDAN VON BOKERN  
Trial Attorneys  
U.S. Department of Justice  
Civil Division - Federal Programs Branch  
1100 L Street, NW  
Washington, D.C. 20005  
Telephone: (202) 514-2705

*Attorneys for Defendants*

**ATTESTATION**

I, Sadik Huseny, am the ECF user whose user ID and password authorized the filing of this document. Under Civil L.R. 5-1(i)(3), I attest that all signatories to this document have concurred in this filing.

Dated: February 24, 2021

**LATHAM & WATKINS LLP**

By: /s/ Sadik Huseny  
Sadik Huseny

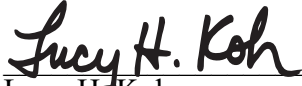
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

~~PROPOSED~~ ORDER

The stipulation is GRANTED.

PURSUANT TO THE PARTIES' STIPULATION, IT IS SO ORDERED.

DATED: February 24, 2021

  
\_\_\_\_\_  
Lucy H. Koh  
United States District Judge