

1 [Counsel identified on signature pages]

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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SAN JOSE DIVISION

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NATIONAL URBAN LEAGUE, et al.,

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

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Plaintiffs,

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

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v.

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GINA RAIMONDO, et al.,¹

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Defendants.

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¹ Pursuant to Federal Rule of Civil Procedure 25(d), Secretary of Commerce Gina Raimondo is automatically substituted as a Defendant in her official capacity for former Acting Secretary of Commerce Wynn Coggins.

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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 24, 2021, the Court entered the parties' Stipulation and Order
5 ("February 24 Stipulation and Order"), ECF No. 471;

6 WHEREAS, the February 24 Stipulation and Order provided for a 21-day stay of this
7 case, beginning February 26, 2021 and ending March 19, 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 as further described in the accompanying Joint Case Management Statement;

11 WHEREAS, the parties believe that the public interest would be served by staying all
12 proceedings in this litigation for 14 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 14-day stay of this case, effective beginning March 19, 2021
17 and ending on April 2, 2021, with any deadlines currently due March 19, 2021 becoming due on
18 April 2, 2021, and all other deadlines commensurately shifted;

19 2. That the Court enter a 14-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, March 19, 2021, until Friday, April 2, 2021;

24 4. That the parties file a Joint Case Management Statement on April 1, 2021, for a
25 Further Case Management Conference on April 2, 2021 at 10:00 a.m. PT;

26 5. That, should the parties not reach earlier resolution, the case shall restart on April 2,
27 2021 under the same schedule currently in place,
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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: March 17, 2021

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DATED: March 17, 2021

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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: March 17, 2021

LATHAM & WATKINS LLP

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~~PROPOSED~~ ORDER

The stipulation is GRANTED.

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

DATED: March 17, 2021

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