

1 BETH S. BRINKMANN  
 Deputy Assistant Attorney General, Civil Division  
 2 JOSEPH H. HUNT  
 Director, Federal Programs Branch  
 3 VINCENT M. GARVEY  
 Deputy Branch Director  
 4 ANTHONY J. COPPOLINO  
 Special Litigation Counsel  
 5 tony.coppolino@usdoj.gov  
 MARCIA BERMAN  
 6 Senior Trial Counsel  
 U.S. Department of Justice  
 7 Civil Division, Federal Programs Branch  
 20 Massachusetts Avenue, NW, Rm. 6102  
 8 Washington, D.C. 20001  
 Phone: (202) 514-4782  
 9 Fax: (202) 616-8460  
*Attorneys for the Government Defendants*  
 10 *Sued in their Official Capacity*

11 **UNITED STATES DISTRICT COURT**  
 12 **NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

13 CAROLYN JEWEL, TASH HEPTING, )  
 GREGORY HICKS, ERIK KNUTZEN, and )  
 14 JOICE WALTON, )  
 )  
 15 *Plaintiffs,* )  
 v. )  
 16 NATIONAL SECURITY AGENCY and )  
 17 KEITH B. ALEXANDER, its Director in his )  
 official and personal capacities; MICHAEL V. )  
 18 HAYDEN in his personal capacity; the )  
 UNITED STATES OF AMERICA; )  
 19 BARACK OBAMA, President of the United )  
 States, in his official capacity; GEORGE W. )  
 20 BUSH, in his personal capacity; RICHARD B. )  
 CHENEY, in his personal capacity; DAVID S. )  
 21 ADDINGTON, in his personal capacity; )  
 DEPARTMENT OF JUSTICE and ERIC )  
 22 HOLDER, the Attorney General, in his official )  
 capacity; MICHAEL B. MUKASEY, in his )  
 23 personal capacity; ALBERTO R. GONZALES, )  
 in his personal capacity; JOHN D. ASHCROFT, )  
 24 in his personal capacity; JAMES D. CLAPPER, )  
 Director of National Intelligence, in his official )  
 25 capacity; JOHN M. McCONNELL, in his )  
 personal capacity; JOHN D. NEGROPONTE, in )  
 26 his personal capacity, )  
 )  
 27 *Defendants.* )

Case No. 3:08-cv-04373-JSW

**STIPULATION TO EXPEDITE  
 MOTION TO STAY  
 PROCEEDINGS; ~~PROPOSED~~  
 ORDER**

Courtroom: 11 – 19<sup>th</sup> Floor

Judge: Hon. Jeffrey S. White

1 THE PARTIES HEREBY STIPULATE, pursuant to Local Rules 6-1(b), 6-2, and 7-12, to  
2 expedite the briefing and adjudication of Defendants' Motion to Stay Proceedings, filed  
3 concurrently herewith. Plaintiff's partial motion for summary judgment was filed on July 2,  
4 2012. Defendants' combined cross-dispositive motion and opposition to plaintiffs' partial  
5 motion for summary judgment is currently due on or before August 31, 2012. Without  
6 expedition, the earliest that the instant Motion to Stay Proceedings could be noticed for hearing is  
7 August 31, 2012, the day that defendants' opposition/cross-motion is due. The parties therefore  
8 stipulate that plaintiffs' response to Defendants' Motion to Stay Proceedings be filed on or before  
9 July 23, 2012, and that the motion be submitted at that time.

10 Date: July 11, 2012

Respectfully Submitted,

11 BETH S. BRINKMANN  
12 Deputy Assistant Attorney General, Civil Division

13 JOSEPH H. HUNT  
14 Director, Federal Programs Branch

15 VINCENT M. GARVEY  
16 Deputy Branch Director

17 s/ Anthony J. Coppolino  
18 ANTHONY J. COPPOLINO  
19 Special Litigation Counsel

20 s/ Marcia Berman  
21 MARCIA BERMAN  
22 Senior Trial Counsel  
23 U.S. Department of Justice  
24 Civil Division, Federal Programs Branch  
25 20 Massachusetts Avenue, NW, Rm. 6102  
26 Washington, D.C. 20001  
27 Phone: (202) 514-4782—Fax: (202) 616-8460

*Attorneys for Defendants*

28 s/ Cindy Cohn  
CINDY COHN (145997)  
cindy@eff.org  
LEE TIEN (148216)  
KURT OPSAHL (191303)

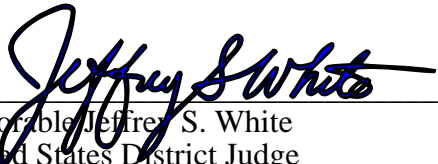
**GENERAL ORDER NO. 45(X) CERTIFICATION**

I attest that I have obtained Cindy Cohn's concurrence in the filing of this document.

/s/ Marcia Berman  
MARCIA BERMAN

PURSUANT TO STIPULATION, IT IS ORDERED that plaintiffs' response to Defendants' Motion to Stay Proceedings be filed on or before July 23, 2012. It is FURTHER ORDERED that Defendants' Motion to Stay Proceedings be submitted at that time.

DATED: July 11, 2012

  
\_\_\_\_\_  
Honorable Jeffrey S. White  
United States District Judge