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21 **UNITED STATES DISTRICT COURT**
FOR THE NORTHERN DISTRICT OF CALIFORNIA
22 **OAKLAND DIVISION**

23 CENTER FOR FOOD SAFETY, *et al.*,
24 *Plaintiffs,*
25 v.
26 SONNY PERDUE, in his official capacity
as the Secretary of the U.S. Department of
27 Agriculture, *et al.*;
28 *Defendants.*

Case No. 4:20-cv-00256-JSW

**STIPULATION AND PROPOSED ORDER GRANTING
PLAINTIFFS LEAVE TO FILE A SECOND AMENDED
COMPLAINT AND DEFENDANTS AN EXTENSION
OF TIME TO ANSWER PLAINTIFFS' COMPLAINT**

Judge: Honorable Jeffrey S. White

No hearing date is scheduled or requested

STIPULATION AND PROPOSED ORDER

Plaintiffs Center for Food Safety, Food & Water Watch, Inc., Humane Farming Association, and Robin Mangini, and Defendants Sonny Perdue,* in his official capacity as Secretary of the U.S. Department of Agriculture; Mindy Brashears,* in her official capacity as Deputy Undersecretary for Food Safety, U.S. Department of Agriculture; Food Safety and Inspection Service; and U.S. Department of Agriculture, through their respective undersigned counsel, make the following stipulated requests:

1. The counsel for parties hereby stipulate to Plaintiffs filing a Second Amended Complaint on February 18, 2021. The complaint makes minor technical changes and adds material that was obtained and learned by the Plaintiff after the filing of their Second Amended complaint. Fed. R. Civ. P. 15(a)(2) allows a party to amend its pleading with the opposing party's written consent.

2. Pursuant to Local Rule 6.1(a), counsel for parties further stipulate to extending the time for Defendants to answer the complaint until March 18, 2021. The change will not alter the date of any event or any deadline already fixed by court order.

Dated: February 17, 2021

Respectfully submitted,

* Secretary Perdue and Under Secretary Brashears no longer hold office, so their successors are to be automatically substituted as parties under to Fed. R. Civ. P. 15(d). As of this filing, successors have yet to take office.

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8 /s/ Zachary B. Corrigan

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17 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

18
19 Dated: _____

JEFFREY S. WHITE
United States District Judge

PROOF OF CONCURRENCE

Pursuant to Civil Local Rule 5-1(i)(3), all Defendants and Plaintiffs, through their counsel, have concurred in the filing of this Stipulation.

Dated: February 17, 2021

Respectfully submitted,

/s/ Zachary B. Corrigan
ZACHARY B. CORRIGAN
Counsel for Plaintiffs