

United States District Court  
Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

EAST BAY SANCTUARY COVENANT,  
ET AL.,

Plaintiffs,

v.

DONALD J. TRUMP, et al.,

Defendants.

Case No. 18-cv-06810-JST

**SCHEDULING ORDER**

The Court hereby sets the following case deadlines pursuant to the parties' stipulation,  
ECF No. 48:

Event	Deadline
Plaintiffs' motion for preliminary injunction due	December 3, 2018
Amicus briefs in support of Plaintiffs or neither party due	December 5, 2018
Defendants' opposition due	December 12, 2018 by 12:00 p.m. PST
Amicus briefs in support of Defendants due	December 12, 2018 by 12:00 p.m. PST
Plaintiffs' reply due	December 14, 2018
Hearing	December 19, 2018 at 9:30 a.m.

By issuing this order, the Court does not grant permission to file any amicus brief. Such permission must be separately obtained. Persons or entities wishing to file an amicus brief are

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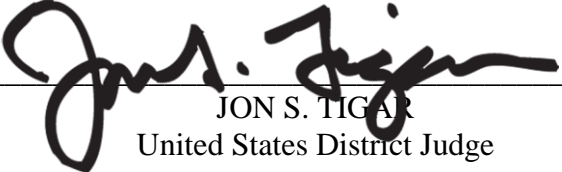
1 strongly urged (1) to bear in mind that the Court can only read so much material under time  
2 constraint; (2) to coordinate their efforts with others making similar arguments; and (3) to  
3 remember “the basic imperative of brevity.” Danny Heitman, “Keep It Short,” N.Y. Times (Mar.  
4 24, 2014) (<https://opinionator.blogs.nytimes.com/2014/03/24/keep-it-short/>).

5 The parties also dispute whether Defendants must produce the administrative record. At  
6 the temporary restraining order hearing, Defendants acknowledged that one must be produced  
7 before any preliminary injunction hearing. ECF No. 45 at 57 (“This would be an administrative-  
8 record case, Your Honor. The Court should – if the Court were to grant a TRO in any sort of – in  
9 any sort of respect, it should have administrative record and preliminary injunction briefing as  
10 expeditiously as possible to get this matter resolved.”). Defendants now argue that they cannot  
11 produce the administrative record until they have “Plaintiffs’ position on whether resolution of  
12 Plaintiffs’ forthcoming preliminary injunction motion should be limited to the administrative  
13 record or whether Plaintiffs instead believe they may submit extra-record evidence in support of  
14 their motion.” ECF No. 48 at 3-4.

15 The objection is not convincing. Whether Plaintiffs will be able to submit extra-record  
16 evidence, if the parties dispute that point, will be resolved separately. In either event, the  
17 Defendants will need to produce the administrative record. They are ordered to do so by  
18 November 28, 2018 at noon.

19 **IT IS SO ORDERED.**

20 Dated: November 27, 2018

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23 JON S. TIGAR  
24 United States District Judge  
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