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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA,

Plaintiff,

v.

U.S. DEPARTMENT OF HOMELAND SECURITY and ALEJANDRO MAYORKAS,[1] in his official capacity as Secretary of the Department of Homeland Security,

CASE NO. 17-CV-05211-WHA

STIPULATION RE: VACATION OF DEADLINES AND STAY OF PROCEEDINGS PENDING DEFENDANTS' ACTIONS PURSUANT TO JANUARY 20, 2021 PRESIDENTIAL MEMORANDUM RE: DACA

Judge: Hon. William Alsup
Trial Date: None set
Action Filed: September 8, 2017

[1] Pursuant to Federal Rule of Civil Procedure 25(d), Secretary of Homeland Security Alejandro Mayorkas is automatically substituted as a Defendant in his official capacity for former Acting Secretary of Homeland Security David Pekoske.

Defendants.	
STATE OF CALIFORNIA, STATE OF MAINE, STATE OF MARYLAND, and STATE OF MINNESOTA, Plaintiffs, v. U.S. DEPARTMENT OF HOMELAND SECURITY; ALEJANDRO MAYORKAS, in his official capacity as Secretary of Homeland Security; U.S. CITIZENSHIP AND IMMIGRATION SERVICES; JOSEPH EDLOW, in his purported official capacity as Deputy Director for Policy of the U.S. Citizenship and Immigration Services[2]; and UNITED STATES OF AMERICA, Defendants.	CASE NO. 17-CV-05235-WHA
CITY OF SAN JOSE, a municipal corporation, Plaintiffs, v. JOSEPH R. BIDEN, President of the United States, in his official capacity,[3] ALEJANDRO MAYORKAS, in his official capacity, and the UNITED STATES OF AMERICA, Defendants.	CASE NO. 17-CV-05329-WHA
DULCE GARCIA; MIRIAM GONZALEZ AVILA; SAUL JIMENEZ SUAREZ; NORMA RAMIREZ; JIRAYUT LATTHIVONGSKORN; MARCO ANTONIO SALINAS MUNOZ; DULCE BERENICE VARGAS BALTAZAR; ERICKA LISSETH DANIEL SANTELLAN; GRISEL GUADALUPE CHAVEZ DIAZ; and FELIPE ALVAREZ CARRILLO, Plaintiffs, v.	CASE NO. 17-CV-05380-WHA

[2] Joseph Edlow left the Department of Homeland Security in January of 2021, and the office he formerly occupied is currently vacant.

[3] Pursuant to Federal Rule of Civil Procedure 25(d), President Joseph R. Biden is automatically substituted as a Defendant in his official capacity for former President Donald J. Trump.

UNITED STATES OF AMERICA; U.S. DEPARTMENT OF HOMELAND SECURITY; ALEJANDRO MAYORKAS, in his official capacity as Secretary of Homeland Security; JOSEPH EDLOW, in his official capacity as purported DHS Deputy Director of Policy; and UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES,

Defendants.

COUNTY OF SANTA CLARA and SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 521,

Plaintiffs,

v.

JOSEPH R. BIDEN, in his official capacity as President of the United States; ALEJANDRO MAYORKAS, in his official capacity as Secretary of the Department of Homeland Security; U.S. DEPARTMENT OF HOMELAND SECURITY; JOSEPH EDLOW, in his official capacity as Deputy Director of Policy of USCIS; and U.S. CITIZENSHIP AND IMMIGRATION SERVICES,

Defendants.

CASE NO. 17-CV-05813-WHA

STIPULATION RE: VACATION OF DEADLINES AND STAY OF PROCEEDINGS PENDING DEFENDANTS' ACTIONS PURSUANT TO JANUARY 20, 2021 PRESIDENTIAL MEMORANDUM RE: DACA

Per Defendants' filing on January 21, 2021, ECF No. 315, on January 20, 2021, President Biden issued a memorandum entitled "Preserving and Fortifying Deferred Action for Childhood Arrivals (DACA)." 86 Fed. Reg. 7053 (Jan. 25, 2021). In that memorandum, the President instructed the Secretary of Homeland Security, in consultation with the Attorney General, to "take all actions he deems appropriate, consistent with applicable law, to preserve and fortify DACA." *Id.* at 7053. The Secretary of Homeland Security, in consultation with the Attorney General, is currently working to implement the recent Presidential Memorandum, which may result in further agency action that impacts the substantive and procedural aspects of this litigation.

In light of the above, to prevent the unnecessary expenditure of public resources, and to promote judicial economy, the parties hereby stipulate to the following, and request that the Court:

- Vacate all pending deadlines in this matter;
- Stay further proceedings in this matter pending further court order; and
- Order the parties to submit joint status reports every 60 days pending further court order, with the first joint status report to be filed on May 24, 2021.

IT IS SO STIPULATED THIS 22 DAY OF MARCH, 2021

Dated: March 22, 2021

COVINGTON & BURLING LLP

/s/ Jeffrey M. Davidson
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Respectfully submitted,

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Attorneys for Defendants

[PROPOSED] ORDER

Pursuant to the parties' stipulation, this Court hereby issues the following ORDER:

- All pending deadlines in this matter are hereby VACATED;
- All further proceedings in this matter are hereby STAYED pending further court order; and
- The parties are hereby ORDERED to submit joint status reports every 60 days pending further court order, with the first joint status report due on May 24, 2021.

IT IS SO ORDERED.

_____

WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

ATTESTATION OF SIGNATURES

I, James F. Zahradka II, hereby attest, pursuant to Local Civil Rule 5-1(i)(3) of the Northern District of California that concurrence in the filing of this document has been obtained from each signatory hereto.

Dated: March 22, 2021

/s/ James F. Zahradka II
JAMES F. ZAHRADKA II
Supervising Deputy Attorney General
Attorney for State of California