

IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

STATE OF HAWAII, et al.,
Plaintiffs-Appellees,

v.

DONALD TRUMP, et al.,
Defendants-Appellants.

No. 17-16426

**JOINT MOTION TO REVISE AND EXPEDITE
BRIEFING SCHEDULE**

On July 14, 2017, this Court docketed this appeal and issued a briefing schedule, by which the opening brief and excerpts of record are currently due August 11, 2007; the answering brief September 8, 2017, or 28 days after service of the opening brief, whichever is earlier; and the optional reply brief within 21 days after service of the answering brief.

The parties have conferred and jointly move for the following expedited briefing schedule:

July 27, 2017 – opening brief and excerpts of record

August 3, 2017 – answering brief and supplemental excerpts of record (if any)

August 9, 2017 – reply brief

The parties believe expedition of the briefing schedule is appropriate given the urgency of the issues involved in this preliminary injunction appeal.

Given the need for expedition, and the nature of the underlying issues presented on appeal, the parties believe that the appeal can be resolved without oral argument. Should the Court believe that argument would be useful, however, the parties respectfully request that argument be scheduled as soon as practicable following the conclusion of briefing.

CONCLUSION

For the foregoing reasons, the parties jointly request expedition of the briefing schedule in this preliminary injunction appeal along the lines set forth above.

Respectfully submitted,

/s/ Sharon Swingle

SHARON SWINGLE
(202) 353-2689
LOWELL V. STURGILL JR.
(202) 514-3427
Attorneys, Appellate Staff
Civil Division
U.S. Department of Justice
950 Pennsylvania Ave., N.W.
Room 7520
Washington, D.C. 20530

/s/ Neal Kumar Katyal

NEAL KUMAR KATYAL
(202) 637-5600
Hogan Lovells US LLP
555 Thirteenth Street, NW
Washington, D.C. 20004

JULY 2017

CERTIFICATE OF SERVICE

I hereby certify that on July 21, 2017, I electronically filed the foregoing response by using the appellate CM/ECF system.

I certify that the participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

/s/ Sharon Swingle
Sharon Swingle

CERTIFICATE OF COMPLIANCE

Pursuant to FRAP 32(g)(1), I hereby certify that the foregoing corrected motion complies with the type-volume limitation in FRAP 27(d)(2)(A). According to Microsoft Word, the motion contains 209 words and has been prepared in a proportionally spaced typeface using Times New Roman in 14 point size.

/s/ Sharon Swingle
Sharon Swingle