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ROBERT HUNTER BIDEN  
15

16 **UNITED STATES DISTRICT COURT**  
17 **CENTRAL DISTRICT OF CALIFORNIA**

18 ROBERT HUNTER BIDEN, an  
19 individual,

20 Plaintiff,

21 vs.

22 GARRETT ZIEGLER, an individual,  
23 ICU, LLC, a Wyoming Limited Liability  
Company d/b/a Marco Polo, and DOES  
24 1 through 10, inclusive;

25 Defendants.  
26  
27  
28

**Case No. 2:23-cv-07593-HVD-KS**

Honorable Hernán D. Vera

**STIPULATION TO CONTINUE  
MOTION TO DISMISS HEARING  
DATE**

*[Filed concurrently with [Proposed] Order]*

Date: February 22, 2024

Time: 10:00 a.m.

Place: Courtroom 5B

Requested Date: March 21, 2024

Requested Time: 10:00 a.m.

Place: Courtroom 5B

**STIPULATION**

1  
2 Plaintiff Robert Hunter Biden (“Plaintiff”) and Defendants Garrett Ziegler and  
3 ICU, LLC (collectively, “Defendants”) hereby stipulate to the following:

4 WHEREAS, on September 13, 2023, Plaintiff Hunter Biden filed his  
5 Complaint in this case, *Biden v. Ziegler, et al.* (Case No. 2:23-cv-07593-HDV-KS)  
6 (“the Ziegler Action”);

7 WHEREAS, on December 21, 2023, Defendants in the Ziegler Action filed a  
8 Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(1), 12(b)(2), 12(b)(3), and Cal.  
9 Civ. Proc. Code Section 425.16;

10 WHEREAS, on December 22, 2023, the Court reset the date for hearing  
11 Defendants’ Motion to Dismiss in the Ziegler Action to February 22, 2024, at 10:00  
12 a.m.;

13 WHEREAS, on January 17, 2024, certain defendants in the related case, *Biden*  
14 *v. Giuliani, et al.* (Case No. 2:23-cv-08032-HDV-KSx) (“the Giuliani Action”), filed  
15 a Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(2) and 12(b)(6) and Cal. Civ.  
16 Proc. Code Section 425.16, which is scheduled to be heard on March 21, 2024, at  
17 10:00 a.m.;

18 WHEREAS, Defendants’ Motion to Dismiss in the Ziegler Action raises many  
19 of the same arguments and issues as the Motion to Dismiss filed in the Giuliani  
20 Action;

21 WHEREAS, Plaintiff’s lead counsel, who is based in Washington, D.C., is not  
22 available on February 22, 2024, due to a scheduling conflict arising from his law  
23 school teaching obligations;

24 WHEREAS, Plaintiff respectfully submits that continuing the hearing on the  
25 Motion to Dismiss in the Ziegler Action from February 22, 2024, to March 21, 2024,  
26 which is the same hearing date as the Motion to Dismiss in the Giuliani Action, would  
27 advance the interests of judicial economy and efficiency while also resolving the  
28 scheduling conflict presented by the February 22, 2024 hearing date;

1 WHEREAS, Plaintiff's counsel has requested, and counsel for Defendants in  
2 the Ziegler Action has agreed, to continue the hearing on Defendants' Motion to  
3 Dismiss in the Ziegler Action from February 22, 2024, until March 21, 2024;

4 IT IS HEREBY STIPULATED by and between the Parties that, if acceptable to  
5 the Court, the hearing on Defendants' Motion to Dismiss, currently set for February  
6 22, 2024, at 10:00 a.m., shall be continued to March 21, 2024, at 10:00 a.m.

7  
8 Dated: January 22, 2024

Respectfully submitted,

WINSTON & STRAWN LLP

By: /s/ Paul Salvaty

Paul Salvaty  
Abbe David Lowell  
Attorneys for Plaintiff

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