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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII**

HONOLULUTRAFFIC.COM;
CLIFF SLATER; BENJAMIN J.
CAYETANO; WALTER HEEN;
HAWAII'S THOUSAND
FRIENDS; THE SMALL
BUSINESS HAWAII
ENTREPRENEURIAL
EDUCATION FOUNDATION;
RANDALL W. ROTH; DR.
MICHAEL UECHI; and THE
OUTDOOR CIRCLE,

Plaintiffs,

v.

FEDERAL TRANSIT

Case No. 11-00307 AWT

**PLAINTIFFS'
UNOPPOSED REQUEST
FOR RELIEF FROM
LOCAL RULE 7.5**

Hon. A. Wallace Tashima

Action Filed: May 12, 2011
Trial Date: None Set

ADMINISTRATION; LESLIE
ROGERS, in his official capacity
as Federal Transit Administration
Regional Administrator; PETER
M. ROGOFF, in his official
capacity as Federal Transit
Administration Administrator;
UNITED STATES
DEPARTMENT OF
TRANSPORTATION; RAY
LAHOOD, in his official capacity
as Secretary of Transportation;
THE CITY AND COUNTY OF
HONOLULU; WAYNE
YOSHIOKA, in his official
capacity as Director of the City
and County of Honolulu
Department of Transportation.

Defendants.

And

FAITH ACTION FOR
COMMUNITY EQUITY; THE
PACIFIC RESOURCE
PARTNERSHIP; MELVIN
UESATO

Intervenor Defendants.

Plaintiffs respectfully request relief from the page and word limits in Local Rule 7.5 for their response to the Court's November 1 Scheduling Order directing the parties to submit additional briefing on "whether a declaratory judgment and/or permanent injunction should issue in this case, and, if so, the scope of any such judgment or injunction."

The Court's November 1 Scheduling Order did not specify a page or word limit and it is not clear whether the page and word limits in Local Rule 7.5 apply.¹ Plaintiffs make this request in an abundance of caution.

Plaintiffs respectfully submit that relief is warranted because of (1) the complexity of the case, (2) the complexity of the transportation project at issue, and (3) the fact that Plaintiffs are addressing the concerns of three separate groups of Defendants.

Plaintiffs' counsel has discussed this request with counsel for each of the three groups of Defendants. None of the Defendants opposes this request.

Respectfully submitted,

Dated: November 30, 2012

/s/ Nicholas C. Yost
Nicholas C. Yost (CA Bar No. 35297)
Matthew G. Adams (CA Bar No. 229021)

Attorneys for Plaintiffs HonoluluTraffic.com
Cliff Slater, Benjamin J. Cayetano, Walter Heen, Hawaii's Thousand Friends, The Small Business Hawaii Entrepreneurial Education Foundation, Randall W. Roth, Dr. Michael Uechi, and The Outdoor Circle.

¹ Local Rule 7.5 applies to a brief or memorandum in support of or in opposition to a "motion, petition, or appeal."

/s/ Michael J. Green

Michael J. Green (HI Bar No. 4451)

Attorneys for Plaintiffs HonoluluTraffic.com,
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Heen, Hawaii's Thousand Friends, The Small
Business Hawaii Entrepreneurial Education
Foundation, Randall W. Roth, Dr. Michael
Uechi, and The Outdoor Circle.