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**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

# ASSOCIATION OF IRRITATED RESIDENTS, an unincorporated association,

## Plaintiffs,

V.

FRED SCHAKEL DAIRY, a California Proprietorship, FRED SCHAKEL, owner and operator, SCHAKEL FAMILY PARTNERSHIP, a California Limited Partnership, owner and operator, AG RESOURCES III, a California Limited Liability Company, owner, and SOUTH LAKES DAIRY, a California General Partnership, owner and

## Defendants.

1. On or about June 1, 2005, Plaintiff filed this suit against Defendants.
2. After considerable discovery, the parties, upon mediation with Magistrate Sandra Snyder, entered into a Consent Decree, attached hereto as Exhibit A.

3. Pursuant to the Consent Decree, the parties agreed to dismiss the case with prejudice upon the Defendants' full and complete performance of the terms of the Consent Decree.

4. As of this date, Defendants have fully and completely performed the terms of the Consent Decree.

5. Now, therefore, Plaintiff and Defendants, by and through their respective attorneys of record, hereby stipulate to the dismissal of this action in its entirety, with prejudice pursuant to the Consent Decree.

Respectfully submitted,

Dated: July 26, 2017

# CENTER ON RACE, POVERTY & THE ENVIRONMENT

/s/

Brent J. Newell  
Attorney for Plaintiff

Dated: July 26, 2017

## COLEMAN & HOROWITT, LLP

/s/

Lee N. Smith,  
Attorneys for Defendants

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## ORDER

Based on the foregoing stipulation and otherwise finding good cause therefore, IT IS HEREBY ORDERED that this entire action be dismissed in its entirety, with prejudice, and without any award of attorney's fees or costs to either party except as provided in the Consent Decree.

IT IS SO ORDERED.

Dated: September 21, 2017

**/s/ Lawrence J. O'Neill**  
UNITED STATES CHIEF DISTRICT JUDGE