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16 UNITED STATES DISTRICT COURT
 17 EASTERN DISTRICT OF CALIFORNIA

18 **James F. Menefield,**
 19 **Plaintiff,**
 20 **v.**
 21 **Matthew Cate,**
 22 **Defendant.**

Case No. 08-00751
**STIPULATION AND [PROPOSED]
 ORDER EXTENDING
 PRELIMINARY INJUNCTION**
Judge: Charles R. Breyer

1 WHEREAS on October 5, 2009, the Court granted Plaintiff's motion for
2 preliminary injunction (Court Docket (CD 36), and ordered Defendant to provide Plaintiff
3 with access to Kosher meals;

4 WHEREAS the preliminary injunction, by statute, is due to expire on or about
5 January 4, 2010;

6 WHEREAS the parties desire to extend the preliminary injunction in order to
7 permit the parties to engage in mediation;

8 **THE PARTIES, BY AND THROUGH THEIR AUTHORIZED COUNSEL**
9 **OF RECORD, STIPULATE AS FOLLOWS:**

10 The Court's order granting preliminary injunction shall remain in effect until the
11 case is closed or until the Defendant successfully moves for the injunction order to be
12 withdrawn.

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16 Dated: December 14, 2009

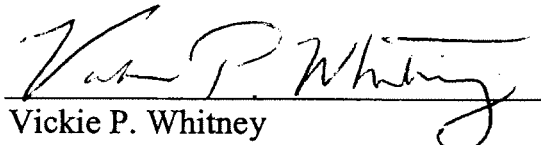
By



Nathaniel P. Garrett
JONES DAY
Attorney for Plaintiff

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20 Dated: December 14, 2009

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Vickie P. Whitney
SUPERVISING DEPUTY ATTORNEY
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Attorney for Defendant

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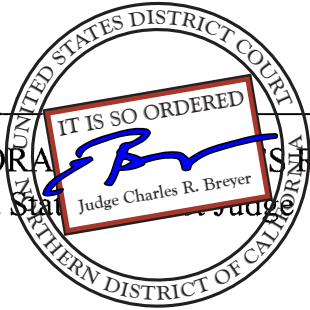
~~PROPOSED~~ ORDER

Based on the foregoing stipulations and representations, the Court's preliminary injunction order compelling Defendant to provide Plaintiff with access to Kosher meals shall remain in effect until the case is closed or until further order of this Court.

IT IS SO ORDERED.

Dated: December 17, 2009.

HONORABLE CHARLES R. BREYER
United States District Judge
NORTHERN DISTRICT OF CALIFORNIA



SFI-625747v1