

1 MICHAEL R. SHERWOOD, State Bar No. 63702
 ERIN M. TOBIN, State Bar No. 234943
 2 Earthjustice
 426 17th Street, 5th Floor
 3 Oakland, CA 94612
msherwood@earthjustice.org; etobin@earthjustice.org
 4 Tel: 510-550-6725 / Fax: 510-550-6749

5 Attorneys for Defendant-Intervenors

6 KATHERINE S. POOLE, State Bar No. 195010
 DOUG OBEGI, State Bar No. 246127
 7 Natural Resources Defense Council
 111 Sutter Street, 20th Floor
 8 San Francisco, CA 94104
kpoole@nrdc.org; dobegi@nrdc.org
 9 Tel: 415-875-6100 / Fax: 415-875-6161

10 Attorneys for Defendant-Intervenor NRDC

11
 12 UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF CALIFORNIA
 13 FRESNO DIVISION

14 CONSOLIDATED SALMON CASES)
)
 15 SAN LUIS & DELTA-MENDOTA WATER)
 AUTHORITY, *et al.* v. LOCKE, *et al.*)
)
 16 STOCKTON EAST WATER DISTRICT v.)
 NOAA, *et al.*)
)
 17 STATE WATER CONTRACTORS v.)
 LOCKE, *et al.*)
)
 18 KERN COUNTY WATER AGENCY, *et al.* v.)
 U.S. DEPARTMENT OF COMMERCE, *et al.*)
)
 19 OAKDALE IRRIGATION DISTRICT, *et al.* v.)
 U.S. DEPARTMENT OF COMMERCE, *et al.*)
)
 20 THE METROPOLITAN WATER DISTRICT)
 OF SOUTHERN CALIFORNIA v.)
 21 NATIONAL MARINE FISHERIES SERVICE,)
et al.)
)
 22
 23
 24
 25
 26
 27
 28

Lead Case No.
1:09-cv-01053-OWW-DLB
 Consolidated Cases:
 1:09-cv-01090-OWW-DLB
 1:09-cv-01378-OWW-DLB
 1:09-cv-01520-OWW-SMS
 1:09-cv-01580-OWW-DLB
 1:09-cv-01625-OWW-SMS

**ORDER REQUIRING DEPARTMENT OF
 WATER RESOURCES TO FILE
 COMPLAINT IN INTERVENTION ON OR
 BEFORE JANUARY 30, 2010**

1 **ORDER**

2 The Court has read and considered the memoranda of points and authorities and other
3 documents pertaining to Defendant-Intervenors' Motion for Order Requiring Department of Water
4 Resources ("DWR") To Join Litigation, and has heard and considered the arguments of counsel at
5 the hearing on this matter held on January 11, 2010. At the hearing, counsel for DWR represented
6 that DWR intends to file a complaint in intervention on or before January 30, 2010.

7 NOW THEREFORE, good cause appearing, the Court hereby GRANTS Defendant-
8 Intervenors' Motion and ORDERS that DWR file a complaint in intervention on or before
9 January 30, 2010.

10
11 DATED: January 22, 2010

/s/ OLIVER W. WANGER
HON. OLIVER W. WANGER
UNITED STATES DISTRICT JUDGE