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8 IN THE UNITED STATES DISTRICT COURT FOR THE
9 EASTERN DISTRICT OF CALIFORNIA
10

11 NOSSAMAN LLP; COALITION FOR A
SUSTAINABLE DELTA,

12 Plaintiffs,

13 v.
14

15 UNITED STATES DEPARTMENT OF THE
INTERIOR,

16 Defendant.
17

1:09-cv-1471-OWW-SMS

**PARTIES' STIPULATION AND
ORDER FOR FURTHER 28-DAY
CONTINUANCE OF STATUS
CONFERENCE**

Date: March 18, 2010
Time: 8:15 a.m.
Ctrm: 3 (OWW)

18 The parties jointly request that the Court continue the Status Conference currently set
19 for March 18, 2010, at 8:15 a.m. before Judge Wanger, until April 15, 2010, at 8:15 a.m.
20 before Judge Wanger. Defense counsel updates the Court on the progress in and current
21 status of settlement in the following two paragraphs.

22 Settlement of a case of this kind requires coordination among the three governmental
23 offices with authority: the office of the Regional Director of the Fish and Wildlife Service, in
24 Sacramento, the office of the Solicitor of the Interior, in Washington, D.C., and the United
25 States Attorney's Office. These three offices have made substantial progress in February and
26 March.

27 The undersigned AUSA is out of state on business March 6 to March 15, returning
28 March 16. He expects to discuss the government's position with agency counsel during the

1 travel, and to recontact plaintiff's counsel to resume settlement discussion between the parties
2 immediately upon his return on March 16, 2010.

3 The parties request this third continuance, amounting to 28 days, to save judicial
4 resources during the settlement discussions. The total period of previous continuances is 61
5 days.

6
7 Dated: March 5, 2010

NOSSAMAN LLP

8 By: /s/ Robert C. Horton
9 ROBERT D. THORNTON
10 PAUL S. WEILAND
11 ROBERT C. HORTON

12
13 Dated: March 5, 2010

BENJAMIN B. WAGNER
United States Attorney

14 By: /s/ Y H T Himel
15 YOSHINORI H. T. HIMEL
16 Assistant U. S. Attorney

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18 ORDER

19 The parties' joint request to continue the Status Conference currently set for March 18,
20 2010, at 8:15 a.m., is GRANTED. The status conference is CONTINUED until April 15,
21 2010, at 8:15 a.m., in Courtroom 3.

22 IT IS SO ORDERED.

23
24 Dated: March 5, 2010

25 /s/ Oliver W. Wanger
26 UNITED STATES DISTRICT JUDGE