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9 **UNITED STATES DISTRICT COURT FOR THE**
10 **EASTERN DISTRICT OF CALIFORNIA**
11

12 COALITION FOR A SUSTAINABLE DELTA and)
13 KERN COUNTY WATER AGENCY,)

14 Plaintiffs,)

15 v.)

16 FEDERAL EMERGENCY MANAGEMENT)
17 AGENCY, *et al.*,)

18 Defendants.)

No. 1:09-cv-02024-LJO-BAM

**SECOND STIPULATION AND
ORDER RESETTING
SCHEDULING CONFERENCE**

Date: March 1, 2012

Time: 8:30 a.m.

Location: Courtroom 8

Fresno Division

19 Pursuant to Fed. R. Civ. P. 6(b)(1)(A), L.R. 143, and L.R. 144(a), Plaintiffs and
20 Defendants, by and through undersigned counsel, hereby respectfully request and stipulate that
21 the Mandatory Scheduling Conference currently set for March 1, 2012 (docket no. 160) be reset
22 for Thursday, April 5, 2012, or a subsequent date that is convenient for the Court, in order to
23 allow the parties to conclude settlement discussions. This is the parties' second stipulation to
24 continue the scheduling conference in order to allow for the conclusion of settlement discussions.
25 By Order dated January 6, 2012 (docket no. 160), the Court approved the parties' first stipulation
26 and reset the scheduling conference from January 26, 2012, to March 1, 2012. The parties have
27 been conducting extensive discussions and believe that they are close to reaching an agreement
28

1 in principle that, if approved by their clients, would obviate the need for any further litigation.
2 Accordingly, good cause exists for the proposed continuance.

3 DATED: February 22, 2012

Respectfully submitted

4 NOSSAMAN LLP
5 ROBERT D. THORNTON
6 PAUL S. WEILAND
AUDREY HUANG

IGNACIA S. MORENO
Assistant Attorney General

7 By: /s/ Paul S. Weiland

8 Attorneys for Plaintiffs Coalition for a
9 Sustainable Delta and Kern County Water
Agency

10 KERN COUNTY WATER AGENCY
11 AMELIA T. MINABERRIGARAI

/s/ Kevin W. McArdle
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12 By: /s/ Amelia T. Minaberrigarai

13
14 Attorneys for Plaintiff Kern County Water
Agency

17 ORDER

18 Based on the Stipulation of the Parties, and for good cause shown, the Court continues
19 the Initial Scheduling Conference, currently set for March 1, 2012 to April 25 at 9:00 a.m. in
20 courtroom 8 (BAM) before Magistrate Judge Barbara A. McAuliffe. No further continuances of
21 the Initial Scheduling Conference will be granted.

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23
24 IT IS SO ORDERED.

25 Dated: February 22, 2012

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE