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**UNITED STATES DISTRICT COURT**

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**EASTERN DISTRICT OF CALIFORNIA**

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16 SAN LUIS & DELTA-MENDOTA WATER  
AUTHORITY; WESTLANDS WATER  
17 DISTRICT,

18 Plaintiffs,

19 v.

20 UNITED STATES DEPARTMENT OF THE  
INTERIOR, et al.,

21 Defendants.  
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Case No. 1:11-cv-00952-LJO-GSA

**SECOND STIPULATION AND ORDER  
REGARDING MOTION FOR  
ATTORNEYS' FEES AND OTHER  
EXPENSES**

Judge: Hon. Lawrence J. O'Neill

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1 To facilitate settlement discussions regarding Plaintiff San Luis & Delta-Mendota Water  
2 Authority's ("Authority") claim for attorneys' fees and other expenses in this case, the Authority and  
3 Defendants United States Department of Interior, Sally Jewell, Secretary of Interior, et al.  
4 ("Defendants") stipulated to stay briefing and argument on the Authority's motion for an award of  
5 attorneys' fees and other expenses for 120 days from the date of the Court's October 16, 2015 order  
6 granting the requested stay. Doc. 127. The Authority and Defendants now jointly request that this  
7 Court extend the stay an additional 60 days, to the date of April 14, 2016. In support of this request,  
8 the Authority and Defendants stipulate as follows:

9 1. The Authority has filed a motion for an award of attorneys' fees and other expenses for  
10 this litigation. Discussions regarding the Authority's pending motion are ongoing, and the Authority  
11 and Defendants seek additional time to attempt to settle the Authority's claims without unnecessarily  
12 burdening the Court. The Authority and Defendants agree that briefing and argument on the  
13 Authority's claim for fees and other expenses may be unnecessary in light of the parties' intent to  
14 attempt to settle the Authority's claim.

15 2. On October 16, 2015, the Court approved the parties' stipulation regarding the motion  
16 for attorneys' fees and other expenses, under which the parties agreed to stay briefing and argument  
17 on the Authority's motion for attorneys' fees for 120 days from the date of the Court's order granting  
18 the requested stay. Doc. 127. The stipulated stay period is scheduled to expire on February 13, 2016.

19 3. To allow for further settlement discussions, the Authority and Defendants agree that  
20 further proceedings on the Authority's motion for an award of fees and other expenses, including the  
21 filing of further memoranda and evidentiary and other materials supporting that motion, and any  
22 opposition thereafter, should be stayed for an additional 60 days, to the date of April 14, 2016.

23 4. At the conclusion of the stipulated stay period, the Authority and Defendants will  
24 apprise the Court of any settlement or further requested action, or jointly propose a briefing schedule  
25 to address the Authority's motion for fees and other expenses if there has been no settlement. That  
26 schedule will provide for the Authority to supplement its motion for award of attorneys' fees and other  
27 expenses with documentation of all time and expenses sought, including the additional time spent in  
28 seeking fees, opposition by the Defendants, and reply by the Authority, with a hearing if the Court

1 deems a hearing necessary.

2 Based on the joint stipulation set forth above, the parties respectfully request that this Court  
3 extend the stay of briefing and argument on the Authority's motion for attorneys' fees and other  
4 expenses for an additional 60 days, to the date of April 14, 2016, in the manner provided above.

5 Respectfully submitted this 11th day of February, 2016.

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7 Dated: February 11, 2016

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD  
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9 By: /s/ Daniel J. O'Hanlon

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Attorneys for Plaintiff SAN LUIS & DELTA-  
MENDOTA WATER AUTHORITY

13 Dated: February 11, 2016

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Senior Attorney

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U.S. Department of Justice

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Environment & Natural Resources Division

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Attorneys for Defendants

25 IT IS SO ORDERED.

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27 Dated: February 17, 2016

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

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