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SAN LUIS & DELTA-MENDOTA WATER

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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

**THIRD 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") previously stipulated to, and the Court has ordered, a stay on briefing and argument of
5 the Authority's motion for attorneys' fees and other expenses. Doc. 127, Doc. 129. These parties
6 have reached a recommended agreement in principle to settle the Authority's fees claim, subject to
7 review within the Department of Justice and the Department of the Interior. To allow for additional
8 time for the review of the proposed settlement, the Authority and Defendants jointly request that this
9 Court extend the stay an additional 60 days, to the date of July 13, 2016.

10 In support of this request, the Authority and Defendants stipulate as follows:

11 1. On October 15, 2015, the Authority filed a motion for an award of attorneys' fees and
12 other expenses for this litigation. Doc. 120.

13 2. On October 16, 2015, the Court approved the parties' stipulation to stay briefing and
14 argument on the Authority's motion for attorneys' fees for 120 days, until February 13, 2016, to allow
15 for settlement discussions. Doc. 127.

16 3. On February 17, 2016, the Court approved the parties' stipulation to stay briefing and
17 argument on the Authority's motion for attorneys' fees for an additional 60 days, until April 14, 2016,
18 to allow for further settlement discussions. Doc. 129.

19 4. The Authority and Defendants have reached a recommended agreement in principle to
20 settle the Authority's claim for fees and expenses. Before any settlement can be concluded however,
21 the proposed settlement terms must be reviewed and approved within the Department of Justice and
22 the Department of Interior. If the recommended agreement is eventually adopted, the Authority and
23 Defendants agree that further briefing and argument on the Authority's claim for fees and other
24 expenses, and a decision by the Court, will be unnecessary. A stay will therefore conserve the parties'
25 and the Court's resources.

26 Based on the joint stipulation set forth above, the parties respectfully request that this Court
27 extend the stay of briefing and argument on the Authority's motion for attorneys' fees and other
28 expenses for an additional 60 days, to the date of July 13, 2016, in the manner provided above.

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Respectfully submitted this 11th day of April, 2016.

Dated: April 11, 2016

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
DIEPENBROCK ELKIN GLEASON, LLP

By: /s/ Daniel J. O'Hanlon
Daniel J. O'Hanlon
Eileen M. Diepenbrock
Attorneys for Plaintiff SAN LUIS & DELTA-
MENDOTA WATER AUTHORITY

Dated: April 11, 2016

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By: /s/ Devon Lehman McCune
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ORDER

The above stipulation is approved.

IT IS SO ORDERED.

Dated: April 12, 2016

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