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23 **IN THE UNITED STATES DISTRICT COURT**  
24 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

25 COALITION FOR CLEAN AIR, a California  
26 nonprofit corporation; CENTER FOR  
27 ENVIRONMENTAL HEALTH, a California  
28 nonprofit corporation; ASSOCIATION OF  
IRRITATED RESIDENTS, a California  
nonprofit corporation; TEAMSTERS JOINT  
COUNCIL 7, an organized labor union; KEVIN  
LONG, an individual,

Plaintiffs,

vs.

VWR INTERNATIONAL, LLC, a Delaware  
corporation; and DOES I – X, inclusive,

Defendants.

Case No.: 1:12-cv-01569-LJO-BAM

**STIPULATION AND ORDER  
CONTINUING BRIEFING AND  
HEARING SCHEDULE ON MOTION  
FOR PRELIMINARY INJUNCTION  
and MOTION TO DISMISS**

Current Hearing Date:

Date: December 10, 2012

Time: 8:30 a.m.

Place: Courtroom 4, 7th Floor

Judge: Hon. Lawrence O'Neil

New Hearing Date:

Date: December 20, 2012

Time: 8:30 a.m.

This Stipulation is made and entered into pursuant to EDCA Local Rules 143, 144,

STIPULATION AND [PROPOSED] ORDER TO EXTEND HEARING AND BRIEFING SCHEDULE FOR  
MOTION FOR PRELIMINARY INJUNCTION AND MOTION TO DISMISS

1 230(f), in the above-captioned action, by and between Plaintiffs Coalition for Clean Air, Center  
2 For Environmental Health, Association of Irritated Residents, Teamsters Joint Council 7, and  
3 Kevin Long (“Plaintiffs”) and Defendant VWR International, LLC (“Defendant”) through their  
4 respective undersigned counsel:

5 WHEREAS, Plaintiffs filed a motion for preliminary injunction with a noticed hearing  
6 date of October 29, 2012.

7 WHEREAS, Defendant filed a motion to dismiss this action with a noticed hearing date  
8 of December 10, 2012.

9 WHEREAS, the Court, by order dated November 8, 2012, rescheduled the hearing date  
10 for the motion for preliminary injunction to coincide with the motion to dismiss, such that both  
11 motions will be heard on December 10, 2012.

12 WHEREAS, the Court in its order dated November 8, 2012, requested supplemental  
13 briefing on issues related to irreparable harm, with Plaintiffs’ supplemental brief to be filed  
14 together with their opposition to the motion to dismiss, and Defendant’s supplemental brief to be  
15 filed together with any reply in support of the motion to dismiss.

16 WHEREAS, pursuant to the Court’s local rules, the Plaintiffs’ opposition to the motion to  
17 dismiss (and supplemental brief on irreparable harm), is currently due on November 26, 2012,  
18 the Monday following the Thanksgiving holiday.

19 WHEREAS, pursuant to the Court’s local rules, the Defendant’s reply in support of the  
20 motion to dismiss (and supplemental brief on irreparable harm) is currently due on December 3,  
21 2012.

22 WHEREAS, the preliminary injunction motion and motion to dismiss present complex  
23 issues, and additional time is needed for the parties to prepare papers on the motions, and to  
24 respond to the questions of the Court.

25 NOW, THEREFORE, the parties hereby stipulate and request that the hearing and  
26 briefing schedule on the preliminary injunction motion, motion to dismiss, and supplemental  
27 briefing be modified as follows:

- 28 • Plaintiffs’ opposition to motion to dismiss and brief on irreparable harm: December 3, 2012

- Defendant's reply in support of motion to dismiss and brief on irreparable harm: December 13, 2012
- Hearing on motion to dismiss and preliminary injunction: December 20, 2012 at 8:30 a.m.

Respectfully submitted,

Dated: November 19, 2012

DRINKER BIDDLE & REATH LLP

By: /s/  
Adam J. Thurston  
Ryan S. Fife  
Attorneys for Defendant  
VWR INTERNATIONAL, LLC

Dated: November 19, 2012

LOZEAU DRURY LLP

By: /s/  
Richard Drury  
Christina M. Caro  
Attorneys for Plaintiffs

### ORDER

IT IS HEREBY ORDERED, that the briefing and hearing schedule on Plaintiffs' motion for a preliminary injunction and Defendant's motion to dismiss is modified as follows:

- Plaintiffs' opposition to motion to dismiss and brief on irreparable harm: December 3, 2012
- Defendant's reply in support of motion to dismiss and brief on irreparable harm: December 13, 2012
- Hearing on motion to dismiss and preliminary injunction: December 20, 2012 at 8:30 a.m.

IT IS SO ORDERED.

Dated: November 20, 2012

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