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6 Attorneys for Defendant
7 VWR INTERNATIONAL, LLC

8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

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11 COALITION FOR CLEAN AIR, a California
nonprofit corporation; CENTER FOR
12 ENVIRONMENTAL HEALTH, a California
nonprofit Corporation; ASSOCIATION OF
13 IRRITATED RESIDENTS, a California
nonprofit organization; TEAMSTERS JOINT
14 COUNSEL 7, an organized labor union;
KEVIN LONG, an individual,

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16 Plaintiffs,

17
18 vs.

19 VWR INTERNATIONAL, LLC, a Delaware
corporation; and DOES 1-X, inclusive,

20
21 Defendants.

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

**STIPULATION AND ORDER RE:
BRIEFING SCHEDULE FOR PLAINTIFFS'
MOTION FOR SUMMARY JUDGMENT
(Doc. # 23-1)**

Hearing Date: December 20, 2012
Hearing Time: 8:30 a.m.
Hearing Location: Courtroom 4, 7th Floor
Judge: Hon. Lawrence J. O'Neill

22 This Stipulation is made and entered into pursuant to Eastern District of California Local
23 Rules 143, 144, and 230(f), in the above-captioned action, by and between Plaintiffs Coalition for
24 Clean Air, Center For Environmental Health, Association Of Irritated Residents, Teamsters Joint
25 Council 7, and Kevin Long ("Plaintiffs") and Defendant VWR International, LLC ("Defendant")
26 through their respective counsel of record:

27 WHEREAS, on December 3, 2012, Plaintiffs filed a motion for summary judgment
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1 concurrently with its opposition to Defendant's motion to dismiss (Doc. # 23-2), which has been
2 set for hearing alongside Plaintiffs' motion for a preliminary injunction (Doc. # 6) on December
3 20, 2012.

4 WHEREAS, Local Rule 230(e) provides that upon filing and service of a counter-motion
5 or related motion with a party's opposition to a pending motion, the court may continue the
6 hearing on all of the motions to permit a reasonable opportunity for all parties to serve and file
7 oppositions and replies.

8 WHEREAS, the summary judgment motion relies entirely on matters already before the
9 court in connection with the preliminary injunction motion and motion to dismiss.

10 WHEREAS, Defendant is willing to forebear from seeking a continuance of the
11 preliminary injunction motion and motion to dismiss, provided that it is allowed a reasonable
12 amount of time to file a short opposition to the motion for summary judgment.

13 WHEREAS, Plaintiffs are willing to waive the opportunity to file a reply brief in support
14 of the motion for summary judgment.

15 NOW, THEREFORE, the parties hereby stipulate and request the following regarding the
16 opposition to the motion for summary judgment and the reply to the opposition to the motion for
17 summary judgment:

- 18 1. Defendant's opposition to the motion for summary judgment shall be filed on or
19 before December 18, 2012;
- 20 2. Defendant's opposition to the motion for summary judgment shall not exceed ten
21 pages.
- 22 3. Plaintiffs waive reply to the opposition to the motion for summary judgment;
- 23 4. Hearing on the motion for summary judgment may proceed as scheduled on
24 December 20, 2012 at 8:30 a.m.

25 Respectfully submitted,
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Dated: December 13, 2012 DRINKER BIDDLE & REATH LLP

By: /s/ Adam J. Thurston

Attorneys for Defendant
VWR INTERNATIONAL LLC

Dated: December 13, 2012 LOUZEAU DRURY LLP

By: /s/ Richard Drury
(as authorized on 12/13/12)

Attorneys for Plaintiffs

ORDER

IT IS HEREBY ORDERED, that the briefing and hearing schedule on Plaintiffs' motion for summary judgment shall be as follows:

1. Defendant's opposition to the motion for summary judgment shall not exceed 10 pages and shall be filed on or before December 18, 2012;
2. Plaintiffs waive reply to the opposition to the motion for summary judgment;
3. The hearing for the preliminary injunction motion, motion to dismiss, and motion for summary judgment will proceed as scheduled on December 20, 2012 at 8:30 a.m., unless the Court subsequently determines not to entertain oral argument on the motions.

IT IS SO ORDERED.

Dated: December 13, 2012

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