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8 Attorney for Plaintiffs,
 9 Darril Hedrick, et al.,
 10 Individually and on behalf of
 11 All others similarly situated

12 UNITED STATES DISTRICT COURT
 13 EASTERN DISTRICT OF CALIFORNIA

14 Darril Hedrick, et al., individually and on
 15 behalf of all others similarly situated,

16 Plaintiffs,

17 vs.

18 James Grant, as Sheriff of Yuba County, et al.,

19 Defendants.

) Case No.: 76-cv-00162-GEB-EFB

) STIPULATION AND PROPOSED ORDER
) POSTPONING THE EFFECTIVE DATE OF
) THE AUTOMATIC STAY
) 18 U.S.C.§ 3626(e)

20 Pursuant to Local Rule 143, the parties stipulate and ask the Court to enter an Order that
 21 the effective date of the automatic stay under 18 U.S.C.§ 3626(e)(2)(A) be postponed 60 days as
 22 provided by 18 U.S.C.§ 3626(e)(3). Good cause exists for a postponement of the automatic stay
 23 and to maintain the status quo, as explained herein.

24 On May 13, 2013, Defendants filed a motion to terminate the Consent Decree in this
 25 case. (ECF No. 96). On June 3, 2013, California Rural Legal Assistance, Inc. (CRLA) filed a
 26 response to the motion asking leave to withdraw as counsel due to restrictions on CRLA's
 27 participation in class action and prisoner litigation that were not in effect at the time the consent
 28

1 decree was entered. (ECF No. 98). On June 21, 2013, this Court granted CRLA's motion to
2 withdraw and appointed new counsel for the plaintiff class. (ECF No. 111).

3 Under 18 U.S.C. § 3626(e)(2)(A) a motion to terminate prospective relief such as that
4 filed by defendants here "shall operate as a stay . . . beginning on the 30th day after such motion
5 is filed." However, "[t]he court may postpone the effective date of the automatic stay specified
6 in subsection (e)(2)(A) for not more than 60 days for good cause." 18 U.S.C. § 3626(e)(3).

7 Under the statute, the automatic stay went into effect on June 12, 2013, thirty days after
8 defendants filed their motion to terminate.

9 Good cause exists for a 60 day extension of the effective date of the automatic stay. New
10 counsel was recently appointed to represent the plaintiff class. The Court has reset the date for
11 the hearing on the motion to September 23, 2013 to accommodate the academic calendar of the
12 UC Davis Civil Rights Clinic, in order to allow the Certified Law Students in the Clinic to assist
13 in the litigation of this matter. The 60-day extension of the effective date is the maximum
14 amount of time allowed by the statute, and this extension will maintain the status quo while the
15 parties work to resolve the issues raised by defendants' motion.

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