

1 McGREGOR W. SCOTT
 United States Attorney
 2 JOHN F. GISLA, SB #42829
 Assistant U.S. Attorneys
 3 501 I Street, Suite 10-100
 Sacramento, California 95814
 4 Telephone: (916) 554-2740
 5 Attorneys for the United States

6
 7
 8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA
 10

11 ENVIRONMENTAL PROTECTION
 12 INFORMATION CENTER,
 13 Plaintiff,
 14 v.
 15 UNITED STATES FOREST SERVICE,
 16 Defendant.

CIV S-04-1705-GEB-KJM

STIPULATION FOR MODIFICATION
OF ORDER ENJOINING PROJECT;
ORDER

17
 18 The parties stipulate and request that the Court's Order filed on June 13, 2007, be modified to
 19 permit the Forest Service to perform the following project-related activities:

- 20 1. The removal of timber that was felled in three units in the project area (units 118, 119, and 150)
 21 prior to issuance of the injunction;
 22 2. The removal of biomass material piled in landings in the project area;
 23 3. The treatment of residual slash debris from timber harvest; and
 24 4. Erosion control on roads in the project area.
 25
 26
 27
 28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: _____

McGREGOR W. SCOTT
United States Attorney

By: _____

JOHN F. GISLA
Assistant United States Attorney
Attorneys for the United States

DATED: _____

MARIANNE DUGAN, Oregon Bar # 93256
Pro Hac Vice
Attorney for Plaintiff

ORDER

Pursuant to the foregoing stipulation, and for good cause, the Court's Order filed on June 13, 2007, enjoining the East Fork project until the United States Forest Service has completed a new environmental assessment consistent with the Ninth Circuit's opinion issued on May 2007, is modified to permit the Forest Service to perform the following project-related activities:

1. The removal of timber that was felled in three units in the project area (units 118, 119, and 150) prior to issuance of the injunction;
2. The removal of biomass material piled in landings in the project area;
3. The treatment of residual slash debris from timber harvest; and
4. Erosion control on roads in the project area.

Dated: June 25, 2007



GARLAND E. BURRELL, JR.
United States District Judge