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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

KENNETH TRAVIS, Derivatively on Behalf of WASTE CONNECTIONS, INC.,	)	No. 2:06-cv-02341-JAM-GGH
	)	
Plaintiff,	)	Consolidated Action
	)	
vs.	)	FINAL JUDGMENT AND ORDER OF DISMISSAL WITH PREJUDICE
	)	
RONALD J. MITTELSTAEDT, et al.,	)	
	)	
Defendants,	)	
	)	
- and -	)	
	)	
WASTE CONNECTIONS, INC., a Delaware corporation,	)	DATE: July 15, 2009
	)	TIME: 9:00 a.m.
	)	COURTROOM: The Honorable
Nominal Defendant.	)	John A. Mendez
	)	

1 This matter came before the Court for hearing pursuant to the Order of this Court, entered  
2 May 22, 2009 (“Order”), on the application of the parties for approval of the settlement  
3 (“Settlement”) set forth in the Stipulation of Settlement dated March 19, 2009 (the “Stipulation”).  
4 Due and adequate notice having been given to the current Waste Connections, Inc. (“Waste  
5 Connections”) shareholders as required in said Order, and the Court having considered all papers  
6 filed and proceedings had herein and otherwise being fully informed in the premises and good cause  
7 appearing therefore, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

8 1. This Judgment incorporates by reference the definitions in the Stipulation, and all  
9 capitalized terms contained herein shall have the same meanings as set forth in the Stipulation (in  
10 addition to those capitalized terms defined herein).

11 2. This Court has jurisdiction over the subject matter of the Federal Action, including all  
12 matters necessary to effectuate the Settlement, and over all parties to the Federal Action, including  
13 the Plaintiffs, the current Waste Connections shareholders and the Defendants.

14 3. The Federal Action and all claims contained therein, as well as all of the Released  
15 Claims, are dismissed with prejudice. As between Plaintiffs and Defendants, the parties are to bear  
16 their own costs, except as otherwise provided in the Stipulation regarding Plaintiffs’ Counsel’s  
17 attorneys’ fees and expenses.

18 4. The Court finds that the Stipulation and Settlement are fair, reasonable and adequate  
19 as to each of the Settling Parties, and hereby finally approves the Stipulation and Settlement in all  
20 respects, and orders the Settling Parties to perform its terms to the extent the Settling Parties have  
21 not already done so.

22 5. Upon the Effective Date, the Plaintiffs (acting on their own behalf and derivatively on  
23 behalf of Waste Connections) and Waste Connections shall have, and each Waste Connections  
24 shareholder shall be deemed to have and by operation of the Judgment shall have, fully, finally, and  
25 forever released, relinquished and discharged (i) the Released Claims against the Released Persons;

1 and (ii) any and all claims (including Unknown Claims) arising out of, relating to, or in connection  
2 with, the defense, settlement or resolution of the Actions, against the Released Persons. Nothing  
3 herein shall in any way impair or restrict the rights of any Settling Party to enforce the terms of the  
4 Stipulation.

5           6.       Upon the Effective Date, each of the Released Persons shall be deemed to have, and  
6 by operation of the Judgment shall have, fully, finally, and forever released, relinquished and  
7 discharged each and all of the Plaintiffs and Plaintiffs' Counsel from all claims (including Unknown  
8 Claims) arising out of, relating to, or in connection with, the institution, prosecution, assertion,  
9 settlement or resolution of the Actions or the Released Claims. Nothing herein shall in any way  
10 impair or restrict the rights of any Settling Party to enforce the terms of the Stipulation.

11           7.       The Court finds that the notice given to current Waste Connections shareholders was  
12 the best notice practicable under the circumstances. Said notice also provided the best notice  
13 practicable under the circumstances of these proceedings and of the matters set forth therein,  
14 including the proposed Settlement set forth in the Stipulation, to all Persons entitled to such notice,  
15 and said notice fully satisfied the requirements of Federal Rule of Civil Procedure 23.1 and the  
16 requirements of due process.

17           8.       The Court hereby approves the fee award in the amount of \$3,000,000 in accordance  
18 with the Stipulation and finds that such fee is reasonable.

19           9.       Neither the Stipulation nor the Settlement, nor any act performed or document  
20 executed pursuant to or in furtherance of the Stipulation or the Settlement: (a) is or may be deemed  
21 to be or may be offered, attempted to be offered or used in any way by the Settling Parties as a  
22 presumption, a concession or an admission of, or evidence of, any fault, wrongdoing or liability of  
23 the Defendants; or of the validity of any Released Claims; or (b) is intended by the Settling Parties to  
24 be offered or received as evidence or used by any other person in any other actions or proceedings,

1 whether civil, criminal or administrative. Released Persons may file the Stipulation and/or this  
2 Judgment in any action that may be brought against them in order to support a defense or  
3 counterclaim based on principles of *res judicata*, collateral estoppel, full faith and credit, release,  
4 good faith settlement, judgment bar or reduction, or any other theory of claim preclusion or issue  
5 preclusion or similar defense or counterclaim.  
6

7 10. During the course of the litigation, the parties and their respective counsel at all times  
8 complied with the requirements of Federal Rule of Civil Procedure 11 and all other similar laws.

9 11. Without affecting the finality of this Judgment in any way, this Court hereby retains  
10 continuing jurisdiction over the Federal Action and the parties to the Stipulation to enter any further  
11 orders as may be necessary to effectuate the Stipulation, the Settlement provided for therein and the  
12 provisions of this Judgment.  
13

14 12. This Judgment is a final, appealable judgment and should be entered forthwith by the  
15 Clerk in accordance with Rule 58, Federal Rules of Civil Procedure.

16 IT IS SO ORDERED.

17 DATED: July 15, 2009

/s/ John A. Mendez  
THE HONORABLE JOHN A. MENDEZ  
UNITED STATES DISTRICT JUDGE

18 Submitted by:

19 Respectfully submitted,  
20

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CERTIFICATE OF SERVICE

I hereby certify that on June 24, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on June 24, 2009.

s/ Ellen Gusikoff Stewart  
ELLEN GUSIKOFF STEWART

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