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 12 Allen and Nancy Edwards and Environmental Law Foundation

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 18 Attorney for Plaintiffs
 Allen and Nancy Edwards

19 UNITED STATES DISTRICT COURT
 20 EASTERN DISTRICT OF CALIFORNIA

21
 22 ALLEN EDWARDS, an individual; NANCY
 EDWARDS, an individual; and
 23 ENVIRONMENTAL LAW FOUNDATION, a
 non-profit organization,

24 Plaintiffs,

25 v.

26
 27 THE CITY OF COLFAX, a municipal corporation,

28 Defendant.

Civil Case No.: 2:07-CV-02153-GEB-EFB

**STIPULATION TO DISMISS
 PLAINTIFFS' CLAIMS WITH
 PREJUDICE; SETTLEMENT
 AGREEMENT; ORDER;**

1 Plaintiffs Allen Edwards, Nancy Edwards, and Environmental Law Foundation (collectively
2 “Plaintiffs”) and Defendant the City of Colfax (“Colfax”) by and through their attorneys of record,
3 hereby enter into this stipulation, dismissal with prejudice, and settlement agreement.

4 WHEREAS, Plaintiffs and Defendant (the “Parties”) have entered into a settlement agreement
5 (“Settlement Agreement” or “Agreement”) that achieves a full and final settlement of all Plaintiffs’
6 claims against Defendant as set forth in Civil Case No. 2:07-CV-02153 GEB (EFB) (hereinafter
7 “Complaint”);

8 WHEREAS, a copy of the Agreement is incorporated herein and attached as Exhibit A to this
9 stipulated dismissal and order;

10 NOW THEREFORE, the Parties jointly stipulate as follows:

11 1. All claims alleged in Plaintiffs’ Complaint against Colfax as set forth in Civil Case No.
12 2:07-CV-02153 GEB (EFB) are dismissed with prejudice.

13 2. The Parties respectfully request that the Honorable Edmund F. Brennan retain jurisdiction
14 over Civil Case No. 2:07-CV-02153 GEB (EFB) for the purpose of resolving any disputes between the
15 Parties with respect to enforcement of any provision of the terms of the Agreement.

16 Dated: November ____, 2008

17 LAWYERS FOR CLEAN WATER, INC.

18
19 By: _____

20 Daniel Cooper
21 Layne Friedrich
22 Attorneys for Plaintiffs

23 DOWNEY BRAND LLP

24
25 By: _____

26 Melissa Thorme
27 Nicole Granquist
28 Attorneys for Defendant

ORDER

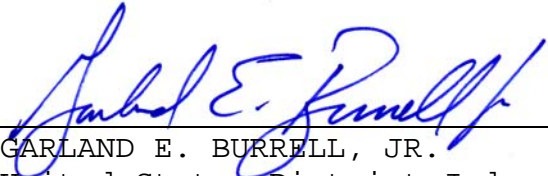
Based on the above stipulation of the Parties,

IT IS HEREBY ORDERED that Plaintiffs' claims against Defendant as set forth in Civil Case No. 2:07-CV-02153 GEB (EFB) are dismissed with prejudice.

IT IS FURTHER ORDERED that the District Court, through Magistrate Brennan, shall retain jurisdiction over Civil Case No. 2:07-CV-02153 GEB (EFB) for the sole purpose of enforcing compliance by the Parties with the terms of the Agreement attached as Exhibit A to the Parties' Stipulation to Dismiss with Prejudice.

IT IS SO ORDERED.

1/22/09


GARLAND E. BURRELL, JR.
United States District Judge