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17 [Additional Counsel on Signature Page]

18  
19 UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

20 ARC ECOLOGY, *et al.*,

21 Plaintiffs, and

22 CALIFORNIA REGIONAL WATER  
23 QUALITY CONTROL BOARD,

24  
25 v.

26 UNITED STATES MARITIME  
27 ADMINISTRATION, *et al.*,

28 Defendants.

Case No. 2:07-cv-2320-GEB-KJN

JOINT STIPULATION AND ORDER FOR  
CONTINUANCE OF PRETRIAL

1 The parties to the above captioned litigation stipulate to and respectfully propose the  
2 following:

3 WHEREAS trial is currently set for June 8, 2010;

4 WHEREAS to allow for continued efforts to resolve this litigation, on December 23,  
5 2009 the parties moved to continue the trial, (Dkt. 109 and 109.3), and on December 29, 2009  
6 the Court entered an order continuing the trial until June 8, 2010 and the final pre-trial  
7 conference until March 15, 2010 and requiring the final joint pretrial statement to be filed seven  
8 days before the pre-trial conference (Dkt. 112);

9 WHEREAS the parties have engaged in lengthy settlement discussions and have reached  
10 a tentative settlement subject to management and client approval, but have not yet completed the  
11 formal management or client approval process;

12 WHEREAS the record snow storms in the Washington, D.C. area and resulting  
13 government closures have delayed the Federal defendants' work on the settlement documents and  
14 completion of the management review approval process;

15 WHEREAS the parties expect to complete the management review and approval process  
16 by the end of March, but the current pre-trial schedule would require the parties to cease work on  
17 settlement approval and prepare their joint pre-trial statement by March 8, 2010; and

18 WHEREAS accordingly, in an effort to conserve judicial time and resources, the parties  
19 jointly request that the Court continue the pretrial conference presently set for March 15, 2010 to  
20 April 12, 2010, during which time the parties expect to complete the parties' settlement approval  
21 processes; and

22 THEREFORE, the parties hereby stipulate as follows:

23 The parties request that the Court continue the Final Pretrial Conference, currently  
24 scheduled for March 15, 2010, until April 12, 2010, or as soon thereafter as may be  
25 convenient for the Court.

26 //

27 *For the Federal Defendants:*

28 IGNACIA S. MORENO  
Assistant Attorney General

Joint Stipulation and [Proposed] Order for Continuance of Pre-Trial Conference  
Civ. No. 07-2320-GEB-KJN

Environment & Natural Resources Division

February 23, 2010

By: /s/ Michelle R. Lambert

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*For Plaintiff-Intervenor:*

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Attorney General of the State of California

February 23, 2010

By: /s/ Christiana Tiedemann (as authorized 2/22/10)

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1 *For Environmental Plaintiffs:*

2  
3 February 23, 2010

By: /s/ Michael E. Wall (as authorized 2/22/10)

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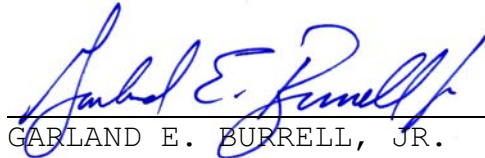
27 Attorneys for plaintiffs Arc Ecology, San Francisco  
28 Baykeeper, and Natural Resources Defense Council, Inc.

**ORDER**

The Final Pretrial Conference is rescheduled for April 12, 2010, at 2:30 p.m. A joint pretrial statement is to be filed seven days prior to the hearing.

It is so ORDERED.

Date: 2/24/10

  
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GARLAND E. BURRELL, JR.  
United States District Judge

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