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[Additional Counsel on Signature Page]

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ARC ECOLOGY, et al.,

Plaintiffs,

and

CALIFORNIA REGIONAL WATER
QUALITY CONTROL BOARD, SAN
FRANCISCO BAY REGION,

Plaintiff-Intervenor

v.

UNITED STATES MARITIME
ADMINISTRATION, et al.,

Defendants.

2:07-CV-2320 GEB GGH

**JOINT STIPULATION AND
[PROPOSED] ORDER EXTENDING
DEADLINE FOR MOTION FOR
ATTORNEYS' FEES**

Judge: Hon. Garland E. Burrell, Jr.

1 WHEREAS on April 14, 2010, the Court entered a consent decree in this litigation
2 that eliminates the need for a trial on remedy and designates all Plaintiffs as “prevailing
3 parties” within the meaning of 33 U.S.C. § 1365(d), and Environmental Plaintiffs as
4 “prevailing parties” within the meaning of 42 U.S.C. § 6972(e); and

5 WHEREAS the proposed consent decree states that the parties will attempt to
6 resolve any claims to attorneys’ fees through negotiation; and

7 WHEREAS on April 14, 2010, pursuant to a stipulation by the parties, the Court
8 extended the deadline for Plaintiffs to file a bill of costs and a motion for attorneys’ fees to
9 facilitate the parties’ attempt to resolve any claims to attorneys’ fees and costs through
10 negotiation;

11 WHEREAS, the current extension of time to file a bill of costs and a motion for
12 attorneys’ fees will run on June 9, 2010;

13 WHEREAS the parties are in active negotiations to attempt to settle the matter of
14 attorneys’ fees and costs, and believe that additional time is necessary and will be useful
15 to reach a settlement and to obtain necessary approvals if they reach an agreement;

16 THEREFORE, Plaintiffs and Defendants stipulate and agree that Plaintiffs shall
17 have until July 28, 2010 to file a bill of costs under Civil Local Rule 54-292 and to file a
18 motion for attorneys’ fees under Civil Local Rule 54-293 and Federal Rule of Civil
19 Procedure 54(d)(2)(B), and request that the Court grant such extension.

20
21 Respectfully submitted,

22 *For Defendants:*

23 Dated: May 26, 2010

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For Plaintiffs

Dated: May 26, 2010

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5 *For Plaintiff-Intervenor:*

6 Dated: May 26, 2010

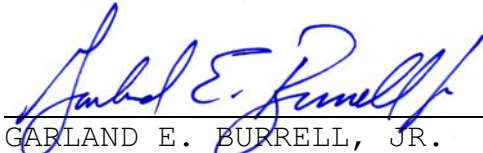
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15 *Attorneys for Plaintiff Intervenor the California
16 Regional Water Quality Control Board, San
Francisco Bay Region*

17 Pursuant to the stipulation of the parties, IT IS SO ORDERED.

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19 Dated May 26, 2010


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GARLAND E. BURRELL, JR.
21 United States District Judge
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