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 Corrections and Rehabilitation, and the State of
 8 California

9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE EASTERN DISTRICT OF CALIFORNIA
 11 SACRAMENTO DIVISION

13 **WILLIAM BARKER,**
 14
 Plaintiff,
 15
 v.
 16
 17 **SUSAN HUBBARD, et al.,**
 Defendants.
 18
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Case No. S 08-1160 WBS- CKD (PC)

**JOINT STIPULATION AND ORDER
 PERMITTING SUBSTITUTION OF
 EXHIBIT A TO DEFENDANTS'
 REQUEST FOR JUDICIAL NOTICE**

Judge The Honorable William B.
 Shubb

Action Filed: November 19, 2007

21 On December 2, 2011, Defendants filed an Opposition to Plaintiff's Motion for Partial
 22 Judgment. (Docket No. 109.) In support of their opposition, Defendants requested that the Court
 23 take judicial notice of the *Armstrong v. Brown, et al.*, No. CIV 94-2307 CW (N.D. Cal) Amended
 24 Remedial Plan (dated January 3, 2001). (Docket No. 112.) The *Armstrong* Amended Remedial
 25 Plan was attached as Exhibit A to Defendants' Request for Judicial Notice. (See Docket Nos.
 26 112-1 and 112-2.)
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1 The parties jointly agree that the copy of the *Armstrong* Remedial Plan originally
2 submitted by Defendants is difficult to read. Accordingly, the parties jointly stipulate and
3 recommend that the Court substitute the attached cleaner copy of the *Armstrong* Remedial Plan as
4 Exhibit A to Defendants' Request for Judicial Notice.

5 **SO STIPULATED.**

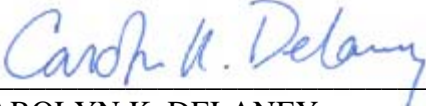
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7 Dated: 12/5/11 /s/ Erin Sullivan
8 ERIN SULLIVAN
9 California Attorney General's Office
10 Counsel for Defendants

11
12 **SO STIPULATED.**

13 Dated: 12/5/11 /s/ Scottlyn J. Hubbard, IV (as authorized on 12/2/11)
14 SCOTTLYN J. HUBBARD IV, ESQ.
15 Disabled Advocacy Group
16 Counsel for Plaintiff

17 Per the parties' stipulation, **IT IS SO ORDERED.**

18 Dated: December 7, 2011

19 
20 CAROLYN K. DELANEY
21 UNITED STATES MAGISTRATE JUDGE

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