

1 CYNTHIA J. LARSEN (SBN 123994)  
 STACY E. DON (SBN 226737)  
 2 ORRICK, HERRINGTON & SUTCLIFFE LLP  
 400 Capitol Mall, Suite 3000  
 3 Sacramento, CA 95814-4497  
 Telephone: (916) 447-9200  
 4 Facsimile: (916) 329-4900  
 Email: clarsen@orrick.com

5 Attorneys for Nominal Defendants  
 6 Noll Manufacturing Company, N&NW Manufacturing Holding  
 Company, Inc., The Employee Ownership Holding Company,  
 7 Inc. and The Employee Ownership Holding Company, Inc.  
 Employee Stock Ownership Plan ant Trust

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

13 GREGORY JOHNSON, et al.,  
 14 Plaintiffs,  
 15 v.  
 16 CLAIR R. COUTURIER, JR., et al.,  
 17 Defendants.

Case No. 2:05-cv-02046 RRB GGH  
 (Lead Case-Consolidated)

**STIPULATION AND [REDACTED]  
 ORDER CONSOLIDATING CASES  
 FOR SETTLEMENT**

18 DARLEEN STANTON,  
 19 Plaintiff,  
 20 v.  
 21 CLAIR R. COUTURIER, JR., et al.,  
 22 Defendants.

Case No. 2:07-cv-01208-WBS-JFM  
 (Consolidated under  
 2:05-cv-0246 RRB GGH)

23 HILDA L. SOLIS, Secretary of the United  
 States Department of Labor,  
 24 Plaintiff,  
 25 v.  
 26 CLAIR R. COUTURIER, JR., et al.,  
 27 Defendants.

Case No. 2:08-cv-02732-RRB-GGH

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The parties to the captioned cases hereby stipulate as follows:

The Court previously consolidated for all purposes the action titled *Johnson, et al., vs. Couturier, et al.*, No. 2:05-cv-02046 RRB GGH (E.D. Cal.) with the action titled *Stanton vs. Couturier*, No. 2:07-cv-01208 WBS-JFM (E.D. Cal.) (collectively, the “Action”).

The United States Department of Labor subsequently filed an action titled *Hilda Solis, Secretary of Labor v. Couturier, et al.*, Case No. 2:08-cv-02732 RRB-GGH (E.D. Cal.) (the “DOL Action”), which case was deemed “related” to the Action under the Local Rules such that it was assigned to the same judge to which the Action was assigned.

The parties to the Action and the DOL Action (collectively “the Actions”) recently participated in a mediation process before the Honorable Kimberly J. Mueller that has led to a global resolution of the Actions consisting of a Settlement Agreement in the Action and three Consent Judgments in the DOL Action, all of which are subject to Court approval. Certain of the settlement terms are common to both the Action and the DOL Action, and the effectiveness of the Settlement Agreement and Consent Judgments are contingent on the Court approving the terms of all of them. The global resolution calls for a hearing before the Court at which affected current and former participants in The Employee Ownership Holding Company, Inc. Employee Stock Ownership Plan and Trust will be provided the opportunity to object to certain settlement provisions.

The parties hereby stipulate and agree to the consolidation of the Actions for the purpose of the Court’s consideration of whether to approve the proposed global resolution of them.

SO STIPULATED.

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Dated: December 17, 2009

RON KILGARD  
GARY A. GOTTO  
GARY D. GREENWALD  
KELLER ROHRBACK, LLP

/s/ Gary D. Greenwald

GARY D. GREENWALD  
Attorneys for Plaintiffs  
Gregory Johnson, Edward Rangel, Kelly Morrell  
and Darleen Stanton

Dated: December 17, 2009

TERENCE J. DEVINE  
DEVINE, MARKOVITS & SNYDER LLP

/s/ Terence J. Devine

Terence J. Devine  
Attorneys for Plaintiff  
William Rodwell

Dated: December 17, 2009

THEODORE M. BECKER  
JULIE GOVREAU  
MORGAN, LEWIS & BOCKIUS, LLP

/s/ Theodore M. Becker

THEODORE M. BECKER  
Attorneys for Defendant  
Clair R. Couturier, Jr.

Dated: December 17, 2009

CHRISTOPHER J. RILLO  
SCHIFF HARDIN LLP

/s/ Christopher J. Rillo

CHRISTOPHER J. RILLO  
Attorneys for Defendant  
David R. Johanson

Dated: December 17, 2009

NATALIE P. VANCE  
KLINEDINST, PC

/s/ Natalie P. Vance

NATALIE P. VANCE  
Attorneys for Defendant  
Johanson Berenson LLP

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Dated: December 17, 2009

CYNTHIA J. LARSEN  
STACY E. DON  
ORRICK, HERRINGTON & SUTCLIFFE LLP

/s/ Cynthia J. Larsen  
CYNTHIA J. LARSEN  
Attorneys for Nominal Defendants  
Noll Manufacturing Company, N&NW  
Manufacturing Holding Company, Inc., The  
Employee Ownership Holding Company, Inc. and  
The Employee Ownership Holding Company, Inc.  
Employee Stock Ownership Plan and Trust

Dated: December 17, 2009

ROBERT B. MILLER  
BULLIVANT HOUSER BAILEY, PC.

/s/ Robert B. Miller  
ROBERT B. MILLER  
Attorneys for Nominal Defendant  
Noll Manufacturing Company Employee Stock  
Ownership Plan and Trust

Dated: December 17, 2009

MICHAEL A. SCHLOSS  
MEGAN E. GUENTHER  
U.S. DEPARTMENT OF LABOR

/s/ Michael A. Schloss  
MICHAEL A. SCHLOSS  
Attorneys for Plaintiff  
U.S. Department of Labor

Dated: December 17, 2009

MATTHEW G. JACOBS  
STEVENS, O'CONNELL & JACOBS LLP

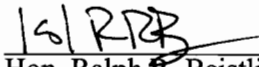
/s/ Matthew G. Jacobs  
MATTHEW G. JACOBS  
Attorneys for Defendant  
Robert E. Eddy

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**ORDER**

Based on the foregoing stipulation, and good cause appearing therefor, the Court hereby orders *Hilda Solis, Secretary of Labor v. Couturier, et al.*, Case No. 2:08-cv-02732 RRB-GGH (E.D. Cal.) (the "DOL Action") be consolidated with the previously consolidated actions *Johnson, et al., v. Couturier, et al.*, No. 2:05-cv-02046 RRB-GGH (E.D. Cal.) and *Stanton v. Couturier*, No. 2:07-cv-01208 WBS-JFM (E.D. Cal.) (collectively, the "Action"), for the purpose of the Court's consideration of whether to approve the global resolution of both the Action and the DOL Action.

SO ORDERED this 29 day of December, 2009.

  
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Hon. Ralph R. Beistline, U.S.D.J.