

1 BENJAMIN B. WAGNER
 United States Attorney
 2 E. ROBERT WRIGHT (SBN 51861)
 Assistant United States Attorney
 3 United States Courthouse
 501 "I" Street, Suite 10-100
 4 Sacramento, California 95814
 Telephone: (916) 554-2700
 5 Facsimile: (916) 554-2900

6 Of Counsel:
 JEFF MOULTON
 7 Regional Attorney
 MARNIE G. GANOTIS
 8 Attorney
 Office of the General Counsel
 9 United States Department of Agriculture
 33 New Montgomery Street
 10 17th Floor
 San Francisco, California 94105
 11 Telephone: (415) 744-3011
 Facsimile: (415) 744-3170

12 Attorneys for Plaintiff United States of America

13 Friedrich W. Seitz (SBN 51536)
 14 Gina E. Och (SBN 170520)
 MURCHISON & CUMMING, LLP
 15 801 South Grand Avenue, 9th Floor
 Los Angeles, California 90017-4613
 16 Telephone: (213) 623-7400
 Facsimile: (213) 623-6336
 17 E-Mail: fseitz@murchisonlaw.com
goch@murchisonlaw.com

18 Attorneys for Defendant,
19 Southern California Edison Company

20 **UNITED STATES DISTRICT COURT**
 21 **EASTERN DISTRICT OF CALIFORNIA**

22 UNITED STATES OF AMERICA,)
)
 23 Plaintiff,)
)
 24 v.)
)
 25 SOUTHERN CALIFORNIA EDISON)
 COMPANY,)
 26)
 Defendant.)
 27 _____)

Case No. 2:08-cv-02984-MCE-DAD
**JOINT REQUEST FOR EXTENSION OF
 TIME TO FILE DISPOSITIONAL
 DOCUMENTS; ORDER THEREON**

28 ///

1 Pursuant to this Court's Order requiring dispositional documents to be filed on or before
2 January 5, 2009 in accordance with United States Eastern District Local Rules, Rule 160 and this
3 Court's Order extending of time to file dispositional documents on or before February 5, 2009,
4 the parties submit the following request for extension of time¹:

5 Good cause exists for an extension in time to file the dispositional documents because the
6 parties have agreed upon the terms of the written settlement agreement, which Defendant
7 Southern California Edison Company ("SCE") has executed and Plaintiff the United States of
8 America ("the United States") will execute upon approval by the Secretary of Agriculture and the
9 United States Associate Attorney General.

10 On November 4, 2009, the United States filed a Notice of Settlement Status Letter to
11 inform this Court of the verbal agreement between the United States and SCE, that the settlement
12 was contingent upon final approval by the Secretary of Agriculture and the United States
13 Associate Attorney General, and that the United States would inform this Court as soon as final
14 authority was obtained. (Doc. No. 13.)

15 A recommendation for approval of the Settlement Agreement was submitted to the
16 United States Associate Attorney General on November 10, 2009 and approval for the settlement
17 was granted on December 30, 2009. A recommendation for approval has been submitted to the
18 Secretary of Agriculture with the status checked on a weekly basis. Although it is anticipated
19 that final approval from the Secretary of Agriculture will be received shortly, it is unlikely that
20 approval will be granted and payment received prior to the court-ordered deadline to file
21 dispositional documents. Once the Settlement Agreement is fully executed by all parties, SCE
22 will have 15 days to make payment. In the mean time the United States has drafted dismissal
23 documents, which will be reviewed by SCE, executed, and filed upon receipt of payment of the
24 settlement funds.

25 ///

26 ///

27
28 ¹ See Docket Numbers 14 and 19.

