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7 **Attorneys for Defendants:** SACRAMENTO MUNICIPAL UTILITY DISTRICT, CLIFTON LEWIS,  
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13 **Attorney for Plaintiffs:** ANSON BATTERSHELL and MARICA BATTERSHELL

14 **UNITED STATES DISTRICT COURT**

15 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

16 ANSON BATTERSHELL and MARCIA  
17 BATTERSHELL,

18 Plaintiffs,

19 vs.

20  
21 SACRAMENTO MUNICIPAL UTILITY  
22 DISTRICT, CLIFTON LEWIS, JOHN  
23 DISTASIO, EDNAN HAMZAWI,  
24 MICHAEL WIRSCH and ARLEN  
25 ORCHARD, and DOES 1 to 50, inclusive,

26 Defendants.

CASE NO. 2:09-CV-02533 GEB-GGH

**SECOND STIPULATION [AND PROPOSED  
ORDER] TO EXTEND TIME FOR  
DEFENDANTS TO FILE A MOTION FOR  
AWARD OF ATTORNEYS' FEES AND BILL  
OF COSTS**

27 The parties, by and through their counsel of record, respectfully request that the Court extend  
28 the time for Defendants to file a Motion for Award of Attorneys' Fees and Bill of Costs from May 25,  
2010 to June 25, 2010. Good cause exists for this stipulation because the parties are discussing

1 negotiated resolution of this matter that would make the filing of said Motion and Bill of Costs  
2 unnecessary.

3 The Court previously extended this deadline from May 18, 2010 to May 25, 2010. On May 18,  
4 2010, Defendants transmitted a proposed release to Plaintiffs. The scope of the proposed release  
5 extends to any and all claims Plaintiffs have against Defendants including claims subject to the Older  
6 Workers Benefit Protection Act. Releases under that Act require a 21-day consideration period. (29  
7 U.S.C. § 626(f)(1)(F)(i).) Plaintiffs desire to take the full 21-day period (expiring on or about June 9,  
8 2010) to consider the proposed release. Therefore, the parties respectfully request the Court issue an  
9 order extending the time for Defendants to file a Motion for Award of Attorneys' Fees and Bill of Costs  
10 from May 25, 2010 to June 25, 2010.

11 Dated: May 20, 2010

PORTER SCOTT  
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13 By           /s/ David P.E. Burkett            
14 Nancy J. Sheehan  
15 David P.E. Burkett  
16 Attorneys for Defendants  
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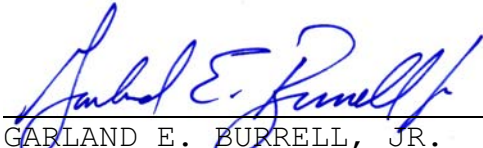
18 Dated: May 20, 2010

CYRUS ZAL  
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19  
20 By           /s/ Cyrus Zal (as authorized on 5-20-2010)            
21 Cyrus Zal  
22 Attorney for Plaintiffs  
23

**IT IS SO ORDERED:**

24 Dated: 5/20/10

25   
26 GARLAND E. BURRELL, JR.  
27 United States District Judge  
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