

1 ANDREW L. PACKARD (SBN 168690)
2 LAURIE A. MIKKELSEN (SBN 260313)
3 Law Offices of Andrew L. Packard
4 100 Petaluma Blvd. N., Suite 301
5 Petaluma, CA 94952
6 Tel: (707) 763-7227
7 Fax: (707) 763-9227
8 E-mail: Andrew@PackardLawOffices.com

9 Attorneys for Plaintiff
10 *California Sportfishing Protection Alliance*

11 KAMALA D. HARRIS
12 Attorney General of California
13 ROBERT W. BYRNE
14 Senior Assistant Attorney General
15 GAVIN G. MCCABE
16 Supervising Deputy Attorney General
17 ELLYN S. LEVINSON (SBN 77176)
18 DANIEL S. HARRIS (SBN 157433)
19 Deputy Attorneys General
20 455 Golden Gate Avenue, 11th Floor
21 San Francisco, CA 94102
22 Telephone: (415) 703-5530
23 Fax: (415) 703-5480
24 E-mail: Daniel.Harris@doj.ca.gov

25 *Attorneys for Defendant Jeffrey Beard, in his official
26 Capacity as Secretary of the California Department of
27 Corrections and Rehabilitation*

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CALIFORNIA SPORTFISHING
PROTECTION ALLIANCE, a non-profit
corporation,

Plaintiff,

vs.

JEFFREY BEARD, in his official capacity
as Secretary of the California Department of
Corrections and Rehabilitation,

Defendant.

Case No. 2:13-CV-00840-GEB-DAD

**STIPULATION AND [PROPOSED]
ORDER FOR STAY**

(Federal Water Pollution Control Act,
33 U.S.C. § 1251 *et seq.*)

1 Plaintiff California Sportfishing Protection Alliance (CSPA) and Defendant Jeffrey Beard, in
2 his official capacity as Secretary of the California Department of Corrections and Rehabilitation
3 (CDCR), hereby stipulate to and respectfully request that, pursuant to the following terms, the Court
4 continue its July 4, 2013 order (filed on July 8, 2013 as Document No. 7) staying all proceedings in this
5 case. The parties so stipulate to conserve their resources pending ongoing settlement negotiations to
6 address the discharges alleged in the Complaint.

7 Pursuant to this stipulation and order, and without waiving any rights, claims or defenses the
8 parties may have as of the date of this stipulation, the parties agree that, except for settlement
9 negotiations and related activities (e.g., voluntary exchange of information and site visits), the above-
10 captioned matter is stayed for all purposes for thirty (30) days from the date of the Court's order. This
11 stay may be extended by stipulation or motion.

12 In connection with the parties' settlement negotiations, the parties agree that, by September 20,
13 2013, CDCR shall provide a written response to CSPA's August 30, 2013 settlement proposal, with
14 CSPA providing any written response to CDCR by September 27, 2013, and CDCR providing any
15 further written response to CSPA by October 4, 2013. These settlement negotiation deadlines may be
16 modified by stipulation.

17 The parties also agree, subject to Court approval, (1) to continue the Status Conference
18 presently scheduled for October 28, 2013 at 9:00 a.m. in Courtroom 10 to December 2, 2013 at 9:00
19 a.m. in Courtroom 10 of the above court, or to such date and time thereafter that is convenient for the
20 Court; (2) that the Joint Status Conference Report presently due by October 14, 2013 shall be filed no
21 later than fourteen (14) days prior to the new Status Conference; and (3) to continue all other filings
22 and/or requirements in the Federal Rules of Civil Procedure and the Local Rules related to or triggered
23 by the October 28, 2013 Status Conference, if any, to new dates based on the new Status Conference
24 date herein.

1 Respectfully submitted,

2 Dated: September 12, 2013

LAW OFFICES OF ANDREW L. PACKARD

3 /s/ Andrew L. Packard

4 By: Andrew L. Packard

(As authorized on September 11, 2013 – L.R. 131(e))

5 Attorneys for Plaintiff

6 California Sportfishing Protection Alliance

7 Dated: September 12, 2013

OFFICE OF THE ATTORNEY GENERAL

8 /s/ Daniel S. Harris

9 By: Daniel S. Harris

10 Attorneys for Defendant

11 Jeffrey Beard, in his official capacity as Secretary

of the California Department of Corrections and

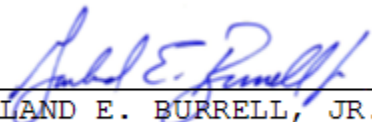
Rehabilitation

12 Pursuant to the above Stipulation of the parties, IT IS HEREBY ORDERED AS FOLLOWS:

13 1. This matter is stayed for all purposes except settlement negotiations and related
14 activities until October 14, 2013.

15 2. The Status Conference presently scheduled for October 28, 2013 at 9:00 a.m. in
16 Courtroom 10 is hereby continued to December 9, 2013 at 9:00 a.m. in Courtroom 10 of the above
17 court, or to such date and time thereafter that is convenient for the Court. The Joint Status Conference
18 Report shall be due fourteen (14) days prior to the Status Conference. All other filings and/or
19 requirements in the Federal Rules of Civil Procedure and the Local Rules related to or triggered by the
20 October 28, 2013 Status Conference, if any, are hereby continued to new dates based on the new Status
21 Conference date herein.

22 Dated: September 13, 2013

23 
GARLAND E. BURRELL, JR.

24 Senior United States District Judge