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6 Attorneys for the United States Environmental  
Protection Agency and Jared Blumenfeld,  
Regional Administrator  
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8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

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11 SOUTHERN CALIFORNIA ALLIANCE OF  
PUBLICLY OWNED TREATMENT WORKS,  
12 and CENTRAL VALLEY CLEAN WATER  
ASSOCIATION,  
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14 Plaintiffs,

15 v.

16 UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY; JARED  
BLUMENFELD, REGIONAL  
17 ADMINISTRATOR, UNITED STATES  
ENVIRONMENTAL PROTECTION  
18 AGENCY, REGION IX; and DOES 1 to  
10,  
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20 Defendants.

CASE NO. 2:14-cv-01513 MCE-DAD

**EPA DEFENDANTS' REQUEST FOR  
PERMISSION TO DISPENSE WITH THE  
REQUIREMENT OF FILING A STATEMENT  
OF UNDISPUTED FACTS AND ORDER**

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22 The Court recently granted Plaintiffs' unopposed Request for Permission to Dispense with  
23 Requirement of Filing Statement of Undisputed Facts. [Docket 27] Defendants United States  
24 Environmental Protection Agency and Regional Administrator Jared Blumenfeld (collectively, "EPA"),  
25 through their respective attorneys, hereby respectfully submit their Request for Permission to Dispense  
26 with the Requirement of Filing a Statement of Undisputed Facts as required under Eastern District Local  
27 Rule 260(a) because this Court's review of Plaintiffs' Administrative Procedure Act ("APA") claim is  
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1 limited to the administrative record. “[R]equests to dispense with the requirement of filing a statement  
2 of [undisputed] facts are routinely granted in this District” because “[i]n APA cases, statements [of  
3 undisputed facts] are generally redundant because all relevant facts are contained in the agency’s  
4 administrative record.” *San Joaquin River Group. Auth. v. Nat’l Marine Fisheries Serv.*, 819 F. Supp. 2d  
5 1077, 1084 (E.D. Cal. 2011). Accordingly, EPA requests that the Court permit EPA to dispense with  
6 Local Rule 260(a)’s requirement of filing a Statement of Undisputed Facts when they file their Cross-  
7 Motion for Summary Judgment on December 17, 2014.

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10 Dated: November 21, 2014

BENJAMIN B. WAGNER  
United States Attorney

*/s/ Chi Soo Kim*

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CHI SOO KIM  
Assistant United States Attorney

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16 **ORDER**

17 **IT IS SO ORDERED.**

18 Dated: November 25, 2014

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MORRISON C. ENGLAND, JR., CHIEF JUDGE  
UNITED STATES DISTRICT COURT