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11 Attorneys for Defendants

12 UNITED STATES DISTRICT COURT
13 FOR THE EASTERN DISTRICT OF CALIFORNIA

15 GLOBAL COMMUNITY MONITOR, a
California nonprofit corporation;
16 LABORERS' INTERNATIONAL
UNION OF NORTH AMERICA LOCAL
17 UNION NO. 783, an organized labor
union; RANDAL SIPES, JR., an
18 individual; RUSSEL COVINGTON, an
individual;

19 Plaintiffs,

20 v.

21 MAMMOTH PACIFIC, L.P., a California
22 Limited Partnership; ORMAT NEVADA,
INC., a Delaware Corporation; ORMAT
23 TECHNOLOGIES, INC. a Delaware
Corporation; and DOES I-X, inclusive,

24 Defendants.
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Case No. 2:14-cv-01612-MCE-KJN

**STIPULATION AND ORDER
REGARDING DISCOVERY OF
FINANCIAL INFORMATION FROM
DEFENDANTS**

Honorable Kendall J. Newman

1 4. In the event the Court enters a finding of liability against any or all Defendants under
2 either the federal Clean Air Act or Rule 209, the parties stipulate that, notwithstanding any deadlines
3 for the completion of expert discovery agreed to between the parties or established in the Case
4 Schedule, Plaintiffs will have a period of thirty (30) days from the date of Defendants' production of
5 any information in response to Plaintiffs' RFP Nos. 37-60 to designate an expert and produce an
6 expert report with respect to that information and any penalties that may be imposed based on the
7 Court's finding of liability. The parties also stipulate that Defendants may take the deposition of
8 Plaintiffs' financial expert within fourteen (14) days from the date of the production of that expert's
9 report.

10
11 So Stipulated this 3rd day of May, 2016:

12 HOLLAND & HART LLP

13 s/ Steven G. Jones

14 MATTHEW HIPPLER

15 STEVEN G. JONES (*Admitted Pro Hac Vice*)

16 EMILY C. SCHILLING (*Admitted Pro Hac Vice*)

17 Attorneys for Defendants

18 LOZEAU | DRURY

19 s/ Douglas Chermak

20 RICHARD DRURY

21 DOUGLAS CHERMAK

22 Attorneys for Plaintiffs

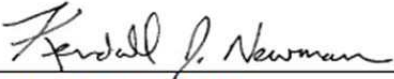
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ORDER

The court APPROVES the parties' stipulation regarding the discovery of financial information from defendants, as outlined above. However, the parties are advised that, to the extent that the parties agreed to produce documents or conduct other discovery beyond the deadlines outlined in the operative pretrial scheduling order, such an agreement will not be enforced by the court through formal motion practice after the applicable discovery deadline(s) have passed. As such, the parties are strongly encouraged to seek modification of the deadlines in the pretrial scheduling order from Judge England to formally facilitate such discovery efforts. Such modification may be sought by virtue of an appropriate stipulation and proposed order, setting forth good cause for modification of the scheduling order.

IT IS SO ORDERED.

Dated: May 9, 2016


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on May 3, 2016, I electronically filed the foregoing Stipulation and Order on Regarding Discovery of Financial Information from Defendants via CM/ECF, in compliance with the Federal Rules of Civil Procedure and LR-133(a). Service on all registered participants will be accomplished by CM/ECF on the following:

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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/ Barbara Thurgood