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6 Attorneys for Plaintiff  
CALIFORNIA SPORTFISHING  
7 PROTECTION ALLIANCE

8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**

10 CALIFORNIA SPORTFISHING  
11 PROTECTION ALLIANCE,

12 Plaintiff,

13 v.

14 MINERAL RESOURCES, LLC, MRLLC  
15 INVESTORS, L.P., AND CHRIS VAN  
VELDHUIZEN,

16 Defendants.  
17  
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Case No: 2:18-cv-01717-JAM-KJN

**STIPULATION TO DISMISS CLAIMS  
AGAINST CHRIS VAN VELDHUIZEN  
WITH PREJUDICE;  
ORDER GRANTING DISMISSAL WITH  
PREJUDICE [FRCP 41(a)(2)]**

19 Plaintiff California Sportfishing Protection Alliance (“CSPA”) and Defendants Mineral  
20 Resources, LLC, MRLLC Investors, L.P., and Chris Van Veldhuizen (“Mineral Resources”) in  
21 the above-captioned action, stipulate as follows:

22 WHEREAS, on or about April 13, 2018, CSPA provided Mineral Resources with a Notice  
23 of Violations and Intent to File Suit (“CWA 60-Day Notice Letter”) under Section 505 of the  
24 Federal Water Pollution Control Act (“Act” or “Clean Water Act”), 33 U.S.C. § 1365;

25 WHEREAS, on June 13, 2018, CSPA filed its Complaint against Mineral Resources in  
26 this Court and said Complaint incorporated by reference all of the allegations contained in  
27 CSPA’s CWA 60-Day Notice Letter;

28 WHEREAS, CSPA and Mineral Resources, through their authorized representatives and

1 without either adjudication of CSPA's claims or admission by Mineral Resources of any alleged  
2 violation or other wrongdoing, have chosen to resolve in full by way of consent judgment the  
3 allegations of CSPA as set forth in CSPA's CWA 60-Day Notice Letter and Complaint, thereby  
4 avoiding the costs and uncertainties of further litigation. A copy of the Parties' proposed consent  
5 judgment ("Consent Judgment") entered into by and between CSPA and Mineral Resources is  
6 attached hereto as **Exhibit A** and incorporated by reference;

7 WHEREAS, CSPA has submitted the Consent Judgment via certified mail, return receipt  
8 requested, to the U.S. EPA and the U.S. Department of Justice and the U.S. Department of Justice  
9 has not opposed the Consent Judgment.

10 NOW THEREFORE, IT IS HEREBY STIPULATED and agreed to by and between the  
11 Parties that the 45-day agency review period has ended, and no objections have been raised by the  
12 U.S. EPA nor the U.S. Department of Justice, and that the Consent Judgment be executed and  
13 entered by the Court. The Parties respectfully request that this Court execute and enter the  
14 attached Consent Judgment.

15 IT IS HEREBY STIPULATED and agreed to by and between the Parties that CSPA's  
16 claims with regard to Chris Van Veldhuizen only, as set forth in its CWA 60-Day Notice Letter  
17 and Complaint, be dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2).  
18 The Parties respectfully request an order from this Court dismissing such claims with regard to  
19 Mr. Van Veldhuizen with prejudice.

20 Dated: June 18, 2019

Respectfully submitted,

21 LAW OFFICES OF ANDREW L. PACKARD

22 By: /s/ William N. Carlon

23 William N. Carlon

24 Attorneys for Plaintiff

California Sportfishing Protection Alliance

25 Dated: June 18, 2019

BURTONS RICHARDS & SWETT, P.C.

26 By: /s/ Thomas M. Swett

27 Thomas M. Swett

28 Attorneys for Defendants

Mineral Resources, LLC, MRLLC Investors, L.P., and  
Chris Van Veldhuizen

1 **ORDER**


2 Good cause appearing, and the Parties having stipulated and agreed,

3 IT IS HEREBY ORDERED that Plaintiff California Sportfishing Protection Alliance  
4 claims against Defendant Chris Van Veldhuizen, as set forth in CSPA's CWA 60-Day Notice  
5 Letter and Complaint, are hereby dismissed with prejudice, each side to bear their own attorney  
6 fees and costs.

7  
8 IT IS SO ORDERED.

9 Dated: July 3, 2019

10 cspa.1717

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13 KENDALL J. NEWMAN  
14 UNITED STATES MAGISTRATE JUDGE  
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