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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MARCIANO PLATA, et al.,
Plaintiffs,
v.
ARNOLD SCHWARZENEGGER, et al.,
Defendants.

Case No. C01-1351 TEH

**STIPULATION AND
~~[PROPOSED]~~ ORDER**

Federal Receiver J. Clark Kelso, Plaintiffs, and Defendants hereby stipulate as follows:

WHEREAS, on April 23, 2009, Defendants filed a Motion to Stay District Court’s
March 24, 2009 Order Pending Appeal (“Motion to Stay”);

WHEREAS, the Motion to Stay has been fully briefed by the parties and the Receiver;

WHEREAS, the Motion to Stay is set for hearing on June 1, 2009, at 10:00 a.m.; and

WHEREAS, counsel for the parties and the Receiver have met and conferred regarding
the need for a hearing on the Motion to Stay and have agreed to submit the motion on the
papers;

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Pursuant to the above stipulation, it is hereby ORDERED that the June 1, 2009 hearing on the Motion to Stay is vacated and the motion is deemed submitted on the papers unless otherwise ordered.

Dated: May 29, 2009

By: _____

