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9 Attorneys for Republican Assembly and Senate
 10 Intervenors

11 IN THE UNITED STATES DISTRICT COURTS
 12 FOR THE EASTERN DISTRICT OF CALIFORNIA
 13 AND THE NORTHERN DISTRICT OF CALIFORNIA
 14 UNITED STATES DISTRICT COURT COMPOSED OF THREE JUDGES
 15 PURSUANT TO SECTION 2284, TITLE 28 UNITED STATES CODE

16 RALPH COLEMAN, et al.,
 17 Plaintiffs,
 18 vs.
 19 ARNOLD SCHWARZENEGGER, et al.,
 20 Defendants.

Case No.: CIV S-90-0520 LKK JFM P
THREE-JUDGE COURT

21 MARCIANO PLATA, et al.,
 22 Plaintiffs,
 23 vs.
 24 ARNOLD SCHWARZENEGGER, et al.,
 25 Defendants.

Case No.: C01-1351 TEH
THREE-JUDGE COURT
**STIPULATION OF PARTIES AND
~~PROPOSED~~ ORDER DISMISSING
 NATHAN FLETCHER, JOHN J. BENOIT,
 AND DAVID COGDILL AS
 INTERVENORS**

- 1 1. This Court granted California Assemblymembers Nathan Fletcher and John J. Benoit
2 and California Senator David Cogdill intervening party status for purposes of opposing
3 the issuance of a prisoner release order under consideration by this Three-Judge Court
4 pursuant to the Prison Litigation Reform Act, 18 U.S.C. 3626 *et seq.*; and,
- 5 2. Assemblymembers Nathan Fletcher and John J. Benoit and Senator David Cogdill have
6 evaluated whether their continued participation as Legislator Intervenors is necessary
7 given the current posture of the case and the participation of numerous other Legislator
8 Intervenors.
- 9 3. Assemblymembers Nathan Fletcher and John J. Benoit and Senator David Cogdill,
10 through their counsel, have contacted legal counsel for Plaintiffs, Defendants, and
11 Intervenor representatives as of February 18, 2010, to obtain consent to their
12 withdrawal; and,
- 13 4. Plaintiffs, Defendants and Intervenor representatives have stipulated to dismissing
14 Assemblymembers Nathan Fletcher and John J. Benoit and Senator David Cogdill as
15 intervenors in the proceedings now before this Three-Judge Court; and,
- 16 5. Assemblymembers Nathan Fletcher and John J. Benoit and Senator David Cogdill
17 request this Three-Judge Court order them dismissed, with prejudice, as intervenors in
18 CIV 5-90-0520 LKK JFM P and No. C01-1341 TEH, as those cases are now pending
19 before this Three-Judge Court.

20 IT IS SO STIPULATED.

21 Dated: February 22, 2010

AKIN GUMP STRAUSS HAUER & FELD LLP

22
23 By: /s/
 CHAD STEGEMAN
 Attorneys for Assembly and Senate
 Republican Intervenors

24
25
26 Dated: February 22, 2010

By: /s/
 ANNE L. KECK
 Deputy County Counsel
 Attorney for Sonoma County Intervenors

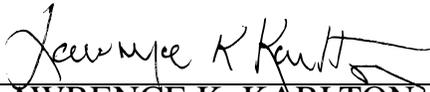
1 Pursuant to Stipulation, Legislator Intervenors Nathan Fletcher, John J. Benoit,
2 and David Cogdill are dismissed from CIV S-90-0520 LKK JFM P and No. C01-1351
3 TEH with prejudice.
4

5 **IT IS SO ORDERED.**

6 Dated: 02/22/10

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9 STEPHEN REINHARDT
10 UNITED STATES CIRCUIT JUDGE
11 NINTH CIRCUIT COURT OF APPEALS

12 Dated: 02/22/10

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14 _____
15 LAWRENCE K. KARLTON
16 UNITED STATES DISTRICT JUDGE
17 EASTERN DISTRICT OF CALIFORNIA

18 Dated: 02/22/10

19 
20 _____
21 THELTON E. HENDERSON
22 UNITED STATES DISTRICT JUDGE
23 NORTHERN DISTRICT OF CALIFORNIA
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