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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO BAYKEEPER, a non-profit corporation, and WEST COUNTY TOXICS COALITION, a non-profit organization,

Plaintiffs,

v.

CITY OF RICHMOND, a municipal corporation; WEST COUNTY WASTEWATER DISTRICT, a municipal corporation; VEOLIA WATER NORTH AMERICA OPERATING SERVICES, a limited liability corporation; and WEST COUNTY AGENCY, a joint powers agency,

Defendants.

Civil Case No.: 3:05-cv-03829 MMC

**ORDER GRANTING PLAINTIFFS AND DEFENDANT CITY OF RICHMOND'S STIPULATION TO AMEND SETTLEMENT AGREEMENT AND TO CONTINUE PLAINTIFFS' MOTION FOR CIVIL CONTEMPT**

Good cause appearing, and based on the stipulation of the parties,

IT IS ORDERED that consistent with the Amendment to the October 17, 2006 Settlement Agreement entered into by Plaintiffs and Defendant City of Richmond, and attached as Exhibit A to the October 2017 stipulation submitted by Plaintiffs and Defendant City of Richmond, the October 17, 2006 Settlement Agreement (Docket No. 32-1) is modified as follows:

- A. The Termination Date set forth in Paragraph 10 of the October 17, 2006 Settlement Agreement is extended to June 9, 2018 as applicable to Richmond and no other Defendants.

Consistent with this Court's December 8, 2006 Order (Docket No. 32) and October 30,

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1 2014 Order (Docket No. 35), this Court will continue to retain jurisdiction over Plaintiffs' First,  
2 Second, Third, Fourth, Fifth, Sixth, Seventh, Tenth, Eleventh, Twelfth, Thirteenth and Fourteenth  
3 claims against Defendants (other than allegations related to biosolids and effluent monitoring  
4 dismissed pursuant to the Prior Settlement Agreement and the Court's July 5, 2006 Order) for the  
5 sole purpose of resolving any disputes between the Parties with respect to enforcement of any  
6 provision of the amended October 17, 2006 Settlement Agreement.

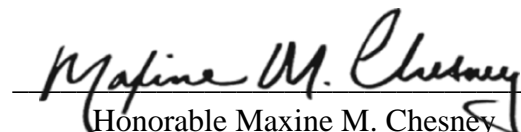
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8 IT IS FURTHER ORDERED that Plaintiffs and Defendant City of Richmond are assigned  
9 to **Magistrate Judge Maria-Elena James** for purposes of conducting a settlement conference.

10 IT IS FURTHER ORDERED that the briefing schedule and hearing on Plaintiffs' Motion  
11 for an Order Finding Defendant City of Richmond in Civil Contempt ("Motion") (Docket No.  
12 38), rescheduled by the Court for December 8, 2017 at 9:00 a.m. (Docket No. 39), shall be  
13 continued to allow the Parties to hold a settlement conference before the above appointed  
14 Magistrate Judge and/or until as otherwise notified by one or both Parties. Should either party  
15 conclude that the Parties will not achieve resolution of the Motion via the settlement conference  
16 process, one or both Parties will notify the Court with a revised hearing date and briefing  
17 schedule. Either party may request that the Court re-calendar the hearing on Plaintiff's Motion  
18 following ten (10) days written notice to the other party. Re-calendaring must afford Richmond  
19 at least fourteen (14) days to file its opposition to Plaintiff's Motion.

20 IT IS SO ORDERED

21 Dated: October 27, 2017

NORTHERN DISTRICT OF CALIFORNIA

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23   
24 Honorable Maxine M. Chesney  
25 United States District Court  
26 Northern District of California  
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