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 10 UNION PACIFIC RAILROAD COMPANY

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 HUMBOLDT BAYKEEPER, a program of
 14 Ecological Rights Foundation, and
 15 ECOLOGICAL RIGHTS FOUNDATION, a
 16 non-profit corporation,

17 Plaintiffs,

18 v.

19 UNION PACIFIC RAILROAD COMPANY, a
 20 Delaware corporation, NORTH COAST
 21 RAILROAD AUTHORITY, a state agency, and
 22 CUE VI, LLC, an Alaska limited liability
 23 company,

24 Defendants.

No. 06-02560 JSW WDB

**~~PROPOSED~~ ORDER GRANTING
 UNION PACIFIC'S REQUEST TO BE
 EXCUSED FROM ATTENDING
 SETTLEMENT CONFERENCE IN
 PERSON**

Date: January 14, 2009
 Time: 2:00 p.m.
 Judge: Hon. James Larson

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Having considered Union Pacific's request to be excused from attendance at the January 14, 2009 settlement conference, and good cause appearing,

IT IS HEREBY ORDERED THAT a representative of Union Pacific need not appear in person at the settlement conference in this matter scheduled for January 14, 2009, but shall be available by telephone.

Dated: January 12, 2009



JAMES LARSON
United States Chief Magistrate Judge