

1 JOHN BRISCOE (State Bar No. 053223)
 LAWRENCE S. BAZEL (State Bar No. 114641)
 2 CHRISTIAN L. MARSH (State Bar No. 209442)
 MELANIE L. TANG (State Bar No. 221264)
 3 BRISCOE IVESTER & BAZEL LLP
 155 Sansome Street, Seventh Floor
 4 San Francisco, California 94104
 MAIN (415) 402-2700
 5 FAX (415) 398-5630

6 Attorneys for Defendants CUE VI, LLC and
 UNION PACIFIC RAILROAD COMPANY

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 HUMBOLDT BAYKEEPER, a program of
 Ecological Rights Foundation, and
 11 ECOLOGICAL RIGHTS FOUNDATION, a
 non-profit corporation,
 12
 13 Plaintiffs,

14 v.

15 UNION PACIFIC RAILROAD COMPANY, a
 Delaware corporation, NORTH COAST
 16 RAILROAD AUTHORITY, a state agency, and
 CUE VI, LLC, an Alaska limited liability
 17 company,
 18 Defendants.

No. 06-02560 JSW

**STIPULATION TO EXTEND
 DEADLINE TO COMPLETE
 DEPOSITIONS;
 [PROPOSED] ORDER**

Trial Date: August 30, 2010
 Courtroom 11, 19th Floor
 Honorable Jeffrey S. White

1 On February 17, 2010, the Court reopened discovery for sixty days to enable Plaintiffs to
2 depose specified witnesses. See ECF Dkt. No. 383 at 2. Defendants' counsel is unable to attend
3 the deposition of Caryn Woodhouse scheduled for April 15. However, both the parties and Ms.
4 Woodhouse are available to conduct the deposition on April 22, 2010.

5 IT IS THEREFORE STIPULATED AND AGREED THAT, the sixty-day deadline is
6 extended to allow the deposition of Caryn Woodhouse on April 22, 2010.

7 Dated: March 25, 2010

BRISCOE IVESTER & BAZEL LLP

8

9

By:



10

Lawrence S. Bazel
Attorneys for Defendants
CUE VI, LLC and UNION PACIFIC
RAILROAD COMPANY

11

12

13

Dated: March 25, 2010

LAWYERS FOR CLEAN WATER, INC.

14

15

16

By:

_____/s/_____
Layne Friedrich
Attorneys for Plaintiffs
HUMBOLDT BAYKEEPER and
ECOLOGICAL RIGHTS FOUNDATION

17

18

19

Dated: March 25, 2010

LAW OFFICES OF CHRISTOPHER J. NEARY

20

21

By:

_____/s/_____
Christopher J. Neary
Attorney for Defendant NORTH COAST
RAILROAD AUTHORITY

22

23

24

25

26

27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTESTATION

I, Lawrence S. Bazel, am counsel for CUE VI, LLC and Union Pacific Railroad Company and the registered ECF user whose username and password are being used to file this Stipulation To Extend Deadline To Complete Depositions and [Proposed] Order. In compliance with General Order 45 X.B, I hereby attest that the above-identified counsel for Plaintiffs and NCRA concurred in this filing.

Dated: March 25, 2010

Respectfully submitted,

By: /s/ Lawrence S. Bazel_

[PROPOSED] ORDER

After consideration of the Parties' Stipulation to Extend the Time to Complete Depositions, and for good cause appearing:

PURSUANT TO STIPULATION, IT IS SO ORDERED that the Court will allow the deposition of Ms. Caryn Woodhouse be conducted on April 22, 2010

IT IS SO ORDERED.

Dated: March 29, 2010



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE