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5 Attorneys for Defendants and Respondents  
 UNITED AIRLINES and  
 6 UNITED AVIATION FUELS

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 9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION

12 COUNTY OF SAN MATEO,  
 13 Plaintiff and Petitioner,  
 14 v.  
 15 STATE BOARD OF EQUALIZATION;  
 CITY OF OAKLAND; UNITED  
 16 AIRLINES; UNITED AVIATION FUELS;  
 and DOES 1-20,  
 17 Defendants and Respondents.

Case No. C 06-3761 SI

**STIPULATION AND [PROPOSED]  
 ORDER TO EXTEND TIME TO FILE  
 STIPULATED DISMISSAL WITHOUT  
 PREJUDICE**

Judge: Hon. Susan Illston

19 Plaintiff COUNTY OF SAN MATEO and Defendants UNITED AIRLINES and UNITED  
 20 AVIATION FUELS (collectively "United"), hereby stipulate and jointly move to extend time for  
 21 the parties to file their stipulation for dismissal without prejudice. Pursuant to this Court's order  
 22 on March 4, 2009, the parties were ordered to file a stipulation for dismissal without prejudice on  
 23 March 13, 2009. The parties file this stipulation and joint motion because they are unable to meet  
 24 the current deadline. In accordance with Civil Local Rules 6-1(b), 6-2(a) and 7-12, the parties  
 25 agree to extend the deadline to file the stipulation for dismissal without prejudice to March 20,  
 26 2009.

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Dated: March 13, 2009

KIRKLAND & ELLIS LLP

By: \_\_\_\_\_ /s/  
James F. Basile

Attorneys for Defendants  
UNITED AIRLINES and  
UNITED AVIATION FUELS

Dated: March 13, 2009

MICHAEL P. MURPHY, COUNTY COUNSEL

By: \_\_\_\_\_ /s/  
David A. Silberman, Deputy

Attorneys for Plaintiffs and Petitioners  
COUNTY OF SAN MATEO

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**PURSUANT TO STIPULATION, IT IS SO ORDERED**

The Court hereby ORDERS that the deadline for filing a stipulation for dismissal without prejudice, pursuant to this Court's order on March 4, 2009, be extended until March 20, 2009. The order to file the stipulation for dismissal without prejudice by March 13, 2009 is hereby VACATED.



Dated: \_\_\_\_\_

\_\_\_\_\_  
The Honorable Susan Illston, Judge

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**GENERAL ORDER 45 ATTESTATION**

I, James F. Basile, am the ECF user whose ID and password are being used to file this **STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO FILE STIPULATED DISMISSAL WITHOUT PREJUDICE.** In compliance with General Order 45, X.B., I hereby attest that David A. Silberman has concurred in this filing.

\_\_\_\_\_/s/\_\_\_\_\_  
James F. Basile

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

COUNTY OF SAN MATEO,  
  
Plaintiff and Petitioner,  
  
v.  
  
STATE BOARD OF EQUALIZATION;  
CITY OF OAKLAND; UNITED  
AIRLINES; UNITED AVIATION FUELS;  
and DOES 1-20,  
  
Defendants and Respondents.

Case No. C 06-3761 SI

**DECLARATION OF JAMES F. BASILE IN  
SUPPORT OF STIPULATION TO  
EXTEND TIME TO FILE STIPULATED  
DISMISSAL WITHOUT PREJUDICE**

Judge: Hon. Susan Illston

1. I, James F. Basile, am an attorney licensed by the state of California and am admitted to practice before this Court.

2. I am a partner at the firm of Kirkland & Ellis LLP and make the following declaration based upon my own personal knowledge:

3. The parties are not able to file a stipulation for dismissal without prejudice by March 13, 2009 as required by this Court's Order on March 4, 2009.

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