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

13 SETH ROSENFELD,)
 14 Plaintiff,)
 15 v.)
 16 UNITED STATES DEPARTMENT OF)
 JUSTICE, and UNITED STATES)
 17 FEDERAL BUREAU OF)
 INVESTIGATION,)
 18 Defendants.)
 19

No. C 07-3240 EMC

**STIPULATION PURSUANT TO
 LOCAL CIVIL RULE 6-2 TO ENTRY
 OF JUDGMENT AND TO EXTEND
 TIME TO REQUEST FEES; AND
 [PROPOSED] ORDER**

20 Pursuant to Civil Local Rules 6-2(a) and 7-12, the parties, through their undersigned
 21 counsel, hereby stipulate that

22 1. WHEREAS on June 6, 2007, plaintiff Seth Rosenfeld brought this action against the
 23 Federal Bureau of Investigation (“FBI”) and the United States Department of Justice, seeking the
 24 release of certain records under the FBI’s control through the Freedom of Information Act
 25 (“FOIA”), 5 U.S.C. § 552;

26 2. WHEREAS on March 5, 2012, the Court rendered a decision on the parties’ final
 27 motion for summary judgment and the FBI has complied with the Court’s order;

28 3. WHEREAS nothing is left in the dispute and the only remaining issue in the case is

Stipulation to Enter Judgment; Extension of Time
 C 07-3240 EMC

1 plaintiff's demand for attorney fees and costs under 5 U.S.C. § 552(a)(4)(E);

2 4. The parties hereby jointly request that the Court enter final Judgment in this matter
3 pursuant to Fed. R. Civ. P. 58(d) and allow the parties 60 days from the date of this Order for
4 plaintiff to serve defendants with a fee demand, for the parties to meet and confer about fees as
5 available under 5 U.S.C. § 552(a)(4)(E), and/or to file an appropriate motion with the Court, if
6 necessary.

7 5. Nothing in this Stipulation and Order shall constitute an admission by the FBI or the
8 United States Department of Justice that plaintiff is eligible for or entitled to an award of attorney
9 fees in this case.

10 6. This Stipulation and Order shall not constitute precedent in connection with a motion
11 for attorney fees in any other case.

12 7. This Stipulation and Order constitutes the entire agreement between plaintiff and
13 defendants.

14 Dated: March 20, 2012

Respectfully submitted,

15 MELINDA HAAG
16 United States Attorney

17 _____/s/
18 ILA C. DEISS
19 Assistant United States Attorney

Attorneys for Defendants

20
21 Dated: March 20, 2012

_____/s/
22 JAMES WHEATON
23 Attorney for Plaintiff

24 **~~[PROPOSED]~~ ORDER**

25 PURSUANT TO STIPULATION, IT IS SO ORDERED.

26 1. This action IS DISMISSED WITH PREJUDICE, with the exception of the plaintiff's
27 demand for attorney fees as provided for under 5 U.S.C. § 552(a)(4)(E).
28

1 2. Judgment shall be entered pursuant to Fed. R. Civ. P. 58(a).
2 3. Plaintiff shall have 60 days from the date of this Order, in which to serve defendants
3 with a fee demand under 5 U.S.C. § 552(a)(4)(E), if any, meet and confer with defendants, and if
4 no agreement is met, to move the Court for appropriate relief.

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Dated: 3/28/12

