

1 JOSEPH P. RUSSONIELLO
 United States Attorney
 2 CHARLES M. O'CONNOR (CA State Bar No. 56320)
 Assistant United States Attorney
 3 450 Golden Gate Ave., 10th Floor
 San Francisco, California 94102
 4 Tel: (415) 436-7180

5 RONALD J. TENPAS
 Assistant Attorney General
 Environmental and Natural Resources Division
 6 MARTHA C. MANN (Fla. Bar No. 155950)
 Trial Attorney
 7 U.S. Department of Justice
 Environmental Defense Section
 8 P.O. Box 23986
 Washington, D.C. 20026-3986
 9 Tel: (202) 514-2664
 10 Fax: (202) 514-8865
 Email: martha.mann@usdoj.gov

11
12 ATTORNEYS FOR DEFENDANTS

13
 14 IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 15 SAN FRANCISCO DIVISION

16
 17
 18 _____)
 19 COMMUNITIES FOR A BETTER)
 ENVIRONMENT, ROCKY MOUNTAIN)
 20 CLEAN AIR ACTION, COALITION FOR)
 A SAFE ENVIRONMENT, and)
 21 PHYSICIANS FOR SOCIAL)
 RESPONSIBILITY-LOS ANGELES,)
 22 Plaintiffs,)
 23 v.)
 24 UNITED STATES ENVIRONMENTAL)
 PROTECTION AGENCY, and STEPHEN)
 25 L. JOHNSON, Administrator of the United)
 States Environmental Protection Agency,)
 26 Defendants.)
 27)
 28 _____)

Case No. C 07-3678 JSW

**STIPULATION AND ~~PROPOSED~~
ORDER FOR EXTENSION TO
SUBMIT MOTION FOR
ATTORNEY'S FEES**

STIPULATION AND ~~PROPOSED~~ ORDER FOR EXTENSION
TO SUBMIT MOTION FOR ATTORNEY'S FEES

Case No. 07-03678 JSW

1 This stipulation is entered into by Plaintiffs, Communities for a Better Environment,
2 Rocky Mountain Clean Air Action, Coalition for a Safe Environment, and Physicians for Social
3 Responsibility-Los Angeles, and Defendants, the United States Environmental Protection
4 Agency and Stephen L. Johnson, in consideration of the following facts:

5 1. The Court entered Judgment on November 24, 2008. Dkt. #44.

6 2. Pursuant to Local Rule 54-6, any motion for attorney's fees must be filed within 14
7 days of the entry of Judgment. In this case, such motion must be filed by December 8, 2008.

8 3. The Parties agree that there is good cause to extend the time for filing a Motion for
9 Attorney's Fees until December 22, 2008. Such an extension is reasonable given the fact that
10 the Parties desire to have fee settlement discussions, and such discussions will be limited by
11 office closures and scheduling availability over the Thanksgiving holiday.

12 NOW, THEREFORE, pursuant to Local Rules 6-2 and 7-12, by and through their
13 undersigned counsel, the Parties hereby stipulate to the entry of an order extending Plaintiff's
14 time up to and including Monday, December 22, 2008, to file a Motion for Attorney's Fees.

15
16 Respectfully submitted,

17 Dated: November 26, 2008

18 /s/ Shana Lazerow
19 SHANA D.G. LAZEROW (State Bar No. 195491)
20 Communities for a Better Environment
21 1440 Broadway Suite 701
22 Oakland, California 94612
23 Telephone: (510) 302-0430
24 Facsimile: (510) 302-0438
25 Email: slazerow@cbeal.org
26 ROBERT S. UKEILEY (State Bar No. 90056)
27 Pro Hac Vice
28 Law Office of Robert Ukeiley
435R Chestnut Street, Suite 1
Berea, KY 40403
Telephone: (859) 986-5402
Facsimile: (866) 618-1017
Email: rukeiley@igc.org

Attorney for Plaintiffs

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

RONALD J. TENPAS
Assistant Attorney General
Environment and Natural Resources Division

Dated: November 26, 2008

/s/ Martha C. Mann
MARTHA C. MANN (Fla. Bar No. 155950)
Trial Attorney
United States Department of Justice
Environmental Defense Section
P.O. Box 23986
Washington, D.C. 20026-3986
Telephone: (202) 514-2664
Facsimile: (202) 514-8865
Email: martha.mann@usdoj.gov

Attorney for Defendants

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: December 1, 2008



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

On November 26, 2008, a true and correct copy of the foregoing was served electronically via the Court's e-filing system to the following Counsel of Record.

Adrienne L. Bloch
Communities for a Better Environment
1440 Broadway, #701
Oakland, CA 94612
510-302-0430
510-302-0438 (fax)
abloch@cbeval.org

Shana D.G. Lazerow
Communities for a Better Environment
1440 Broadway
Suite 701
Oakland, CA 94612
(510) 302-0430
(510) 302-0438 (fax)
slazerow@cbeval.org

Robert Steven Ukeiley
435R Chestnut Street
Suite 1
Berea, KY 40403
859-986-5402
rukeiley@igc.org

Date: November 26, 2008

/s/ Martha C. Mann
MARTHA C. MANN