

1 EDMUND G. BROWN JR.
 Attorney General of the State of California
 2 JAMES HUMES
 Chief Deputy Attorney General
 3 J. MATTHEW RODRIQUEZ
 Chief Assistant Attorney General
 4 KEN ALEX
 Senior Assistant Attorney General
 5 EDWARD G. WEIL
 Supervising Deputy Attorney General
 6 LAURA J. ZUCKERMAN
 Deputy Attorney General
 7 State Bar No. 161896
 1515 Clay Street, 20th Floor
 8 Oakland, CA 94612
 Telephone: (510) 622-2174
 9 Fax: (510) 622-2270
 laura.zuckerman@doj.ca.gov
 10 Attorneys for People of the State of California

11 JOSEPH P. RUSSONIELLO (CSBN 44332)
 United States Attorney
 12 JOANN M. SWANSON (SBN 88143)
 Chief, Civil Division
 13 ABRAHAM A. SIMMONS (SBN 146400)
 Assistant United States Attorney
 14
 450 Golden Gate Avenue, 9th Floor
 15 San Francisco, California 94102-3495
 Telephone: (415) 436-7264
 16 Facsimile: (415) 436-6748
 Email: abraham.simmons@usdoj.gov
 17 Attorneys for Federal Defendants

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA
 20 SAN FRANCISCO DIVISION

21 PEOPLE OF THE STATE OF)
 CALIFORNIA, *ex rel.* EDMUND G.)
 22 BROWN JR., ATTORNEY GENERAL OF)
 THE STATE OF CALIFORNIA,)
 23)
 Plaintiff,)
 24)
 v.)
 25)
 UNITED STATES FOOD & DRUG)
 26 ADMINISTRATION,)
)
 27 Defendant.)

Case No. C 08-02741 MEJ

STIPULATION AND
~~PROPOSED~~ ORDER

Before: Hon. Maria-Elena James

28

1 The parties hereby stipulate and agree as follows:

- 2 1. Plaintiff's Motion for *Vaughn* Index filed August 13, 2008 is withdrawn.
- 3 2. Defendant shall complete its production of records responsive to plaintiff's
- 4 November 9, 2007 and March 18, 2008 requests pursuant to the Freedom of
- 5 Information Act on or before October 24, 2008.
- 6 3. Defendant will produce a *Vaughn* Index, listing all those documents and portions
- 7 of documents it claims are exempt from disclosure, to plaintiff on or before
- 8 November 7, 2008.
- 9 4. The parties shall meet and confer regarding the need for any further motions
- 10 practice on or before November 14, 2008. On or before November 18, 2008, the
- 11 parties shall present to the Court a proposed schedule (or, if they are unable to
- 12 agree, their respective positions regarding a proposed schedule) for filing and
- 13 hearing any such motions.

14 Respectfully submitted,

15 EDMUND G. BROWN JR.
Attorney General of the State of California

JOSEPH P. RUSSONIELLO
United States Attorney

16
17 /s/
LAURA J. ZUCKERMAN
Deputy Attorney General
Dated: September 12, 2008

18 /s/
ABRAHAM A. SIMMONS
Assistant United States Attorney
Dated: September 12, 2008

21 [PROPOSED] ORDER

22 The Stipulation is hereby Approved:

23 Dated: September 24, 2008

