

1 Daniel Cooper (Bar No. 153576)
 2 LAWYERS FOR CLEAN WATER, INC.
 3 1004-A O'Reilly Avenue
 4 San Francisco, California 94129
 5 Telephone: (415) 440-6520
 6 Facsimile: (415) 440-4155
 7 Email: daniel@lawyersforcleanwater.com

8 Christopher Sproul (Bar No. 126398)
 9 Environmental Advocates
 10 5135 Anza Street
 11 San Francisco, California 94121
 12 Telephone: (415) 533-3376
 13 Facsimile: (415) 358-5695
 14 Email: csproul@enviroadvocates.com

15 Jason Flanders (Bar No. 238007)
 16 SAN FRANCISCO BAYKEEPER
 17 785 Market Street, Suite 850
 18 San Francisco, California 94103
 19 Telephone: (415) 856-0444
 20 Facsimile: (415) 856-0443
 21 Email: jason@baykeeper.org

22 Attorneys for Plaintiff
 23 SAN FRANCISCO BAYKEEPER

24 UNITED STATES DISTRICT COURT
 25 NORTHERN DISTRICT OF CALIFORNIA

26 SAN FRANCISCO BAYKEEPER, a California
 27 non-profit corporation,

Civil Case No.: C-09-05676 EMC

28 Plaintiff,

NOTICE OF SETTLEMENT
ORDER VACATING TRIAL DATE
AND TRIAL RELATED
DEADLINES; RESETTING
STATUS
 Honorable Edward M. Chen

v.

WEST BAY SANITARY DISTRICT, a California
 independent municipal corporation,

Defendant.

1 **TO THE COURT:**

2 **PLEASE TAKE NOTICE** that Plaintiff San Francisco Baykeeper (“Plaintiff”) and Defendant
3 West Bay Sanitary District (“Defendant”) (collectively “the Parties”) have reached a settlement in this
4 proceeding. On January 12, 2012, Plaintiff served copies of the Stipulation and Settlement Agreement
5 via U.S. Certified Mail to the U.S. Department of Justice and the U.S. Environmental Protection
6 Agency (collectively “Agencies”) for the 45-day review period provided at 40 C.F.R. § 135.5. Plaintiff
7 will notify the Court upon receiving notice that the Agencies have received the Stipulation and
8 Settlement Agreement along with the date on which the 45-day review period will expire. *See* 40
9 C.F.R. § 135.5. Upon the expiration of the 45-day review period, Plaintiff will notify the Court of any
10 comment or objection from the reviewing agencies, if necessary, and will submit the Stipulated
11 Dismissal.

12 Should the Court require any additional information, the undersigned will provide it upon
13 request.

14 Respectfully submitted,

LAWYERS FOR CLEAN WATER, INC.

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17 Dated: 12 January 2012

18 By: 
Daniel Cooper, Attorney for Plaintiff
SAN FRANCISCO BAYKEEPER

19 IT IS SO ORDERED that the 3/5/12 trial date and all trial related deadlines are hereby
20 vacated. The Status Conference set for 2/3/12 at 10:30 a.m. is reset for 4/13/12 at 10:30
21 a.m. An updated status report shall be filed by 4/6/12. The 4/13/12 Status Conference
will be vacated once a stipulation for dismissal is filed.

22
23 Edward M. Chen
U.S. District Judge

