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

13 RUFUS CATCHINGS, )  
 )  
 14 Plaintiff, )  
 )  
 15 v. )  
 16 KEN SALAZAR, IN HIS OFFICIAL )  
 CAPACITY AS SECRETARY OF THE )  
 17 INTERIOR, MARCIA MCNUTT, IN HER )  
 OFFICIAL CAPACITY AS DIRECTOR OF )  
 18 THE UNITED STATES GEOLOGICAL )  
 SURVEY, ANNE KINSINGER, IN HER )  
 19 OFFICIAL CAPACITY AS REGIONAL )  
 DIRECTOR OF THE WESTERN REGION )  
 20 OF THE UNITED STATES GEOLOGICAL )  
 SURVEY, AND DOES 1-50.  
 21  
 22 Defendant.  
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Case No. 10-00625-TEH

**STIPULATION AND [PROPOSED]  
 ORDER TO REMOVE INCORRECTLY  
 FILED DOCUMENT FROM DOCKET:  
 DOCKET ENTRY NOS. 40 AND 50.**

STIPULATION AND [PROPOSED] ORDER TO REMOVE INCORRECTLY FILED  
 DOCUMENT FROM DOCKET: DOCKET ENTRY NOS. 40 AND 50. - Case No. 10-00625

1 Plaintiff Rufus Catchings (“Plaintiff”), and Defendant Ken Salazar, Secretary of the  
2 Interior (“Defendant”) by and through their undersigned counsel, hereby stipulate as follows:

3  
4 WHEREAS, on May 23, 2011, Defendant filed a motion for summary judgment.  
5 As part of this motion, Exhibit A to the Carradero Declaration (Docket Entry No. 40),  
6 contained three exhibits that were filed incorrectly. Three of these exhibits were  
7 inadvertently left unredacted: two contain Plaintiff’s SSN and one (containing employee’s  
8 performance ratings) was designated as confidential by Defendant during a deposition.  
9 Defendant filed a replacement Exhibit A, Docket 50, but the third party performance rating  
10 document was not properly redacted. At Defendant’s request, these docket links have been  
11 locked and remain locked.

12 ACCORDINGLY, the parties hereby stipulate and request that Docket Entry Nos.  
13 40 and 50 be removed from the CM/ECF system and case file so that the Declaration  
14 (along with properly redacted Exhibits) may be re-filed with Plaintiff’s and other third  
15 parties’ personal information properly redacted.

16 **IT IS SO STIPULATED**

17 DATED: June 6, 2011

HOYER & ASSOCIATES

18  
19 \_\_\_\_\_/s/\_\_\_\_\_

20 David Lipps

21 Attorney for Plaintiff

22 DATED: June 6, 2011

MELINDA HAAG

23 United States Attorney

24 \_\_\_\_\_/s/\_\_\_\_\_

25 Victoria R. Carradero

26 Assistant United States Attorney

27 Attorneys for Defendant

28 STIPULATION AND [PROPOSED] ORDER TO REMOVE INCORRECTLY FILED  
DOCUMENT FROM DOCKET: DOCKET ENTRY NOS. 40 AND 50. - Case No. 10-00625

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

The Court ORDERS that the Carradero Declaration, Exhibit A (Docket Entry No. 40) and replacement document (Docket Entry No. 50) be removed from the CM/ECF system and case file so that the Exhibits may be re-filed with Plaintiff's and third parties' personal information redacted.

DATED: 06/07/2011

