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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SIERRA CLUB and MEDICAL
ADVOCATES FOR HEALTHY AIR,

Plaintiffs,

v.

LISA JACKSON, in her official capacity as
administrator of the U.S. Environmental
Protection Agency, and JARED
BLUMENFELD, in his official capacity as
Regional Administrator for Region 9 of the
U.S. Environmental Protection Agency,

Defendants.

No. C11-03106 JSW

**JOINT STIPULATION TO CONTINUE
CASE MANAGEMENT
REQUIREMENTS PENDING
COMPLETION OF SETTLEMENT
DISCUSSIONS**

Plaintiffs and Defendants, by and through counsel, hereby jointly stipulate to a continuance of the case management conference requirements applicable to this case, pending completion of ongoing settlement discussions. **The case management conference in this matter is currently scheduled for October 21, 2011.** In support hereof, the parties state as follows:

1. This case involves claims that the United States Environmental Protection Agency has failed to undertake certain nondiscretionary duties under the Clean Air Act, 42 U.S.C. §§ 7401-7671q.
2. Plaintiffs and Defendants have been actively discussing settlement and are optimistic that a settlement will be reached in this matter.
3. In light of the ongoing settlement discussions, the parties request that case management requirements -- including the case management statement and the case management conference currently set for October 21, 2011 -- be continued. If allowed, the parties would submit by December 1, 2011, a joint report advising of this matter's status and offering suggestions for further proceedings.

Respectfully submitted October 14, 2011

s/ Martin F. McDermott
MARTIN F. MCDERMOTT, Trial Attorney
United States Department of Justice
Environment & Natural Resources Division
Environmental Defense Section
P.O. Box 23986
Washington, D.C. 20026-3986
(202) 514-4122
Counsel for Defendants

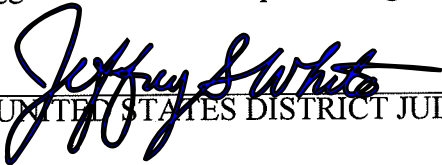
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s/ Wendy Park
WENDY PARK, Associate Attorney
Earthjustice
426 17TH St., 5th Floor
Oakland, CA 94612
510-550-6725
Counsel for Plaintiffs

PURSUANT TO STIPULATION, IT IS ORDERED THAT:

1. The case management conference in this matter, currently set for October 21, 2011, is hereby continued to ~~a date to be determined.~~ December 9, 2011 at 1:30 p.m.
2. ~~On or before December 1, 2011, the parties will file a joint report advising the Court of this matter's status and offering suggestions for further proceedings.~~

Dated: October 17, 2011


UNITED STATES DISTRICT JUDGE