

1 PAUL R. CORT, State Bar No. 184336
 WENDY S. PARK, State Bar No. 237331
 2 Earthjustice
 50 California Street, Suite 500
 3 San Francisco, CA 94111
 pcort@earthjustice.org
 4 wpark@earthjustice.org
 Tel: 415-217-2000 / Fax: 415-217-2040

5 Attorneys for Plaintiffs Sierra Club and
 6 Medical Advocates for Healthy Air

7
 8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO/OAKLAND DIVISION

11
 12 SIERRA CLUB and MEDICAL ADVOCATES)
 FOR HEALTHY AIR,)
 13)
 Plaintiffs,)
 14 v.)
 15 LISA P. JACKSON, in her official capacity as)
 Administrator of the United States Environmental)
 16 Protection Agency, and JARED BLUMENFELD, in)
 his official capacity as Regional Administrator for)
 17 Region IX of the United States Environmental)
 Protection Agency,)
 18)
 Defendants.)

Case No: C 11-03106-JSW

**JOINT STIPULATION TO EXTEND
 TIME FOR FILING MOTION FOR
 ATTORNEY'S FEES**

**and
 [PROPOSED] ORDER**

19
 20 WHEREAS,

- 21 1. On March 26, 2012, this Court signed and entered a Consent Decree resolving
 22 plaintiffs' claims in this action (Dkt. 27);
- 23 2. Under the terms of the Consent Decree, plaintiffs' motion for attorney's fees and
 24 litigation costs is due on June 25, 2012, *see id.* ¶ 10;
- 25 3. The parties may stipulate to an extension of the time for filing plaintiffs' motion for
 26 attorney's fees and costs, *see id.* ¶ 4;
- 27 4. Plaintiffs and defendants have reached an agreement settling plaintiffs' claims for
 28 attorney's fees and costs but need additional time to carry out the terms of the agreement;

1 5. An additional 91-day extension of the June 25, 2012 attorneys’ fees and costs motion
2 deadline would afford the parties the time needed to do so without resort to further litigation;

3 THEREFORE, the parties, through their undersigned counsel, stipulate and request this Court
4 to order that plaintiffs shall serve and file a motion for attorney’s fees and costs, if necessary, by
5 September 24, 2012. Defendants’ counsel has authorized counsel for plaintiffs to sign and file this
6 stipulation jointly on the parties’ behalf.

7
8 Respectfully submitted,

9
10 PAUL R. CORT

11 Dated: June 20, 2012

/s/ Wendy S. Park
WENDY S. PARK
EARTHJUSTICE
50 California Street, Suite 500
San Francisco, CA 94111
Telephone: (415) 217-2000
Facsimile: (415) 217-2040
Email: pcort@earthjustice.org
Email: wpark@earthjustice.org

16 *Counsel for Plaintiffs*

18
19 IGNACIA S. MORENO
Assistant Attorney General
Environment and Natural Resources Division

20 Dated: June 20, 2012

/s/ Martin F. McDermott
MARTIN F. McDERMOTT
Trial Attorney
United States Department of Justice
Environment and Natural Resources Division
Environmental Defense Section
601 D Street, N.W.
Washington, D.C. 20004
Phone: (202) 514-4122
Email: martin.mcdermott@usdoj.gov

[PROPOSED] ORDER

IT IS SO ORDERED. Plaintiffs shall serve and file a motion for attorney's fees and litigation costs, if necessary, by September 24, 2012.

Dated: June 21, 2012


UNITED STATES DISTRICT JUDGE

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