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 5 Attorney for Defendant
 NORTH COAST RAILROAD AUTHORITY
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7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
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10 CALIFORNIANS FOR ALTERNATIVES TO TOXICS,) Case No.: CV 11 4102 JCS
) And Related Case No. CV 11 4103 JCS
)
 11 Petitioner/Plaintiff,) AMENDMENT TO STAY AND ~~Proposed~~ ORDER
)
 12 vs.)
)
 13 NORTH COAST RAILROAD AUTHORITY, et al.,)
)
 14 Respondents/Defendants.)
)
 15 _____)
)
 16 And Related Case)

17 IT IS HEREBY STIPULATED by and between Petitioner/Plaintiff CALIFORNIANS FOR
 18 ALTERNATIVES TO TOXICS ("CATS") and Respondents/Defendants NORTH COAST RAILROAD
 19 AUTHORITY and BOARD OF DIRECTORS OF NORTH COAST RAILROAD AUTHORITY (collectively
 20 "NCRA") as follows:

21 A. WHEREAS on October 7, 2011, the parties filed a Stipulation to Stay this
 22 action (Document # 28);

23 B. WHEREAS on October 11, 2011 the Court approved the Stipulation to Stay,
 24 staying the action until November 11, 2011 (Document # 29);

25 C. WHEREAS on November 15, 2011 the parties filed a Stipulation to Continue
 26 the Stay (Document #30) and the Court approved the continuance of stay by Order on
 27 November 16, 2011 (Document #31) staying the action until December 26, 2011; and
 28

1 D. WHEREAS, the parties continue to engage in settlement discussions and
2 have a good faith belief that settlement can and should be pursued further and agree
3 to conduct further good faith settlement discussions with all parties.

4 NOW THEREFORE IT IS HEREBY STIPULATED AS FOLLOWS:

5 1. The Stay of the case until December 26, 2011 as approved by the Court on
6 November 16, 2011 (Document # 31) shall be amended as follows:

7 a. The stay shall be extended to January 26, 2012 to accommodate
8 further settlement discussions. However, the stay may be revoked upon twenty-four
9 (24) hours' written notice by any party to all parties in this action, and to all
10 parties in the related case referred to in the caption hereinabove, and to the Court.
11 The termination of the stay shall be amended to be defined as January 26, 2012, or one
12 (1) day after the date of the written notice of revocation filed by any party,
13 hereinafter referred to as "Termination of the Stay."

14 2. All other provisions of the Stipulation (Documents # 28 as amended by
15 Document #30) and as amended and approved by the Court on October 11, 2011 and
16 November 16, 2011 (Documents #29 and #31) shall remain in full force and effect.

17
18 DATED: December 21, 2011

/s/

SHARON E. DUGGAN
Attorneys for Petitioner
CALIFORNIANS FOR ALTERNATIVES TO TOXICS

19
20
21 DATED: December 21, 2011

/s/

CHRISTOPHER J. NEARY
Attorney for Respondents,
NORTH COAST RAILROAD AUTHORITY;
BOARD OF DIRECTORS OF NORTH
COAST RAILROAD AUTHORITY

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23
24 DATED: December 21, 2011

/s/

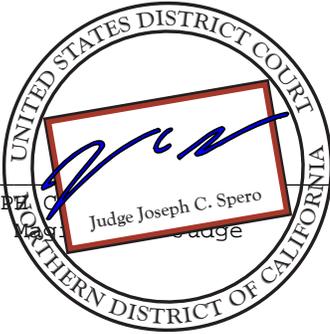
DOUGLAS BOSCO
Attorney for
NORTHWESTERN PACIFIC RAILROAD COMPANY

[Proposed] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: December 21, 2011

JOSEPH C. SPERO
U.S. District Judge
Judge Joseph C. Spero



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