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 14 THE REGENTS OF THE UNIVERSITY OF  
 CALIFORNIA; MARK G. YUDOF; MARYE  
 15 ANNE FOX; GARY MATTHEWS

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA

18 SAN FRANCISCO/OAKLAND DIVISION

19 TIMOTHY WHITE, ROBERT L. BETTINGER, and  
 20 MARGARET SCHOENINGER,

21 Plaintiffs,

22 vs.

23 THE UNIVERSITY OF CALIFORNIA; THE REGENTS  
 OF THE UNIVERSITY OF CALIFORNIA; MARK G.  
 YUDOF, in his individual and official capacity as  
 24 President of the University; MARYE ANNE FOX, in her  
 individual and official capacity as Chancellor of the  
 University of California, San Diego; GARY  
 25 MATTHEWS, in his individual and official capacity as  
 Vice Chancellor of the University of California, San  
 26 Diego; and DOES 1-50, inclusive,

27 Defendants.  
 28

CASE NO. C12-01978 RS

**STIPULATION FOR ENTRY  
 OF PRELIMINARY  
 INJUNCTION; [PROPOSED]  
 PRELIMINARY INJUNCTION**

STIPULATION FOR PRELIMINARY INJUNCTION;  
 [PROPOSED] PRELIMINARY INJUNCTION  
 CASE NO. C12-01978 RS

1  
2 **STIPULATION**

3 1. On April 27, 2012, this Court entered a temporary restraining order (“TRO”)  
4 enjoining Defendants University of California, The Regents of the University of California, Mark  
5 G. Yudof, Marye Anne Fox, Gary Matthews, Does 1-50, their employees, agents, servants,  
6 assigns, and all those acting in concert with them, including but not limited to, the San Diego  
7 Archaeological Center, from “changing in any manner the current condition and location of the  
8 La Jolla Skeletons, and associated funerary objects.” The Court noted that “[i]n the highly  
9 unlikely event that a natural disaster or other act of God requires the University to relocate the  
10 Skeletons for the sake of preservation, contrary to defendants’ concern, a finding of contempt is  
11 not a realistic prospect.” (Docket No. 19.)

12 2. To avoid burdening the Court and the parties with proceedings on an order to show  
13 cause, Defendants are willing to stipulate to this Court’s entry of a preliminary injunction with the  
14 same terms as the TRO.

15 THEREFORE, the parties stipulate to the entry of a preliminary injunction with the same  
16 terms as the TRO, as follows:

17 The Regents of the University of California, Mark G. Yudof, Marye Anne Fox,  
18 Gary Matthews, Does 1-50, their employees, agents, servants, assigns, and all those acting  
19 in concert with them, including but not limited to, the San Diego Archaeological Center,  
20 ARE HEREBY ENJOINED AND RESTRAINED until entry of judgment in this action  
21 from changing in any manner the current condition and location of the La Jolla Skeletons,  
22 and associated funerary objects.

23 IT IS SO STIPULATED.

24 DATED: May 4, 2012

McMANIS FAULKNER

25  
26 /s/ Elizabeth Pipkin  
ELIZABETH PIPKIN

27 Attorneys for Petitioners and Plaintiffs

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DATED: May 4, 2012

MUNGER, TOLLES & OLSON LLP

/s/ Michelle T. Friedland  
MICHELLE T. FRIEDLAND

Attorneys for Respondents and Defendants


~~PROPOSED~~ PRELIMINARY INJUNCTION

The Court has considered the parties' stipulation for entry of a preliminary injunction. Pursuant to the parties' stipulation and good cause appearing, THE COURT NOW ENTERS THE FOLLOWING PRELIMINARY INJUNCTION:

Defendants The Regents of the University of California, Mark G. Yudof, Marye Anne Fox, Gary Matthews, Does 1-50, their employees, agents, servants, assigns, and all those acting in concert with them, including but not limited to, the San Diego Archaeological Center, ARE HEREBY ENJOINED AND RESTRAINED until entry of judgment in this action from changing in any manner the current condition and location of the La Jolla Skeletons, and associated funerary objects.

IT IS SO ORDERED.

Dated: 5/7/12

  
THE HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE

GENERAL ORDER 45 ATTESTATION

In compliance with General Order 45, X.B., I, Michelle Friedland, the filer of this document, hereby attest that all the above counsel concurred in this filing.

