2	Earthjustice 50 California Street	
3	San Francisco, CA 94111 pcort@earthjustice.org	
4	Tel: 415-217-2000 Fax: 415-217-2040	
5	NICHOLAS MORALES, Admitted <i>Pro Hac Vice</i> EMMA C. CHEUSE, Admitted <i>Pro Hac Vice</i>	
6	Earthjustice	
7	1625 Massachusetts Ave., NW, Ste. 702 Washington, DC 20036	
8	nmorales@earthjustice.org, echeuse@earthjustice.or	g
9	Tel: 202-667-4500 Fax: 202-667-2356	
10	Attorneys for Plaintiffs Sierra Club and California Communities Against Toxics	
11	[additional counsel listed in signature block]	
12		
13	UNITED STATES D	ISTRICT COURT
14	FOR THE NORTHERN DIST SAN FRANCISC	
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16	SIERRA CLUB and CALIFORNIA COMMUNITIES AGAINST TOXICS,)
17	Plaintiffs,	Case No: 3:15-cv-01165-HSG
18	v.	SECOND JOINT STIPULATION TO
19	GINA McCARTHY, in her official capacity as	ENLARGE TIME FOR REQUESTING ATTORNEYS' FEES AND COSTS
20	Administrator of the United States Environmental Protection Agency,)
21	Defendant.)
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	SECOND JOINT STIPULATION TO ENLARGE TIME FOR REQUESTING CASE NO. 3:15-cv-01165-HSG	NG ATTORNEYS' FEES AND COSTS

STIPULATION

Pursuant to Civil L.R. 6-2, Plaintiffs Sierra Club and California Communities Against Toxics and Defendant Gina McCarthy, Administrator of the U.S. Environmental Protection Agency ("EPA") stipulate as follows:

1. By decision dated March 15, 2016, the Court entered judgment on the parties' crossmotions for summary judgment. The Court provided that "Plaintiffs may file any appropriate motion for attorneys' fees and costs within 30 days." Dkt. No. 41, at 1; *see also* Civil L.R. 54-1 (providing deadline for filing bill of costs); Civil L.R. 54-5 (providing deadline for moving for attorneys' fees unless Court orders otherwise).

2. The parties requested and the Court granted an extension of the deadline to file a motion for attorneys' fees and costs to June 13, 2016. Dkt. Nos. 43 & 44.

3. Plaintiffs have provided a settlement offer to Defendant. Defendant is considering Plaintiffs' offer and preparing a counteroffer. The parties continue to hope to resolve Plaintiffs' claim for fees and costs without the need for further litigation, but require additional time to ascertain whether they can reach an agreement.

4. Therefore, the parties stipulate to and request that the Court enter an order enlarging the time for filing a motion for fees and costs from June 13, 2016 to July 20, 2016 so that they may have additional time to discuss an informal settlement. A declaration in support of this stipulation is attached.

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DATED: June 6, 2016

Respectfully submitted,

<u>/s/ Nicholas Morales</u> NICHOLAS MORALES, Admitted *Pro Hac Vice* EMMA C. CHEUSE, Admitted *Pro Hac Vice* Earthjustice 1625 Massachusetts Ave., NW, Ste. 702 Washington, DC 20036 nmorales@earthjustice.org, echeuse@earthjustice.org Tel: 202-667-4500 Fax: 202-667-2356

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1		PAUL R. CORT, State Bar No. 184336 Earthjustice
2		50 California Street San Francisco, CA 94111
3		pcort@earthjustice.org Tel: 415-217-2000
4		Fax: 415-217-2000
5		Attorneys for Plaintiffs Sierra Club and California Communities Against Toxics
6		
7		JOHN C. CRUDEN
8		Assistant Attorney General
9		Environment and Natural Resources Division
10		/s/ Leslie M. Hill (email authorization 06/04/16) LESLIE M. HILL (D.C. Bar No. 476008)
11		U.S. Department of Justice
12		Environment & Natural Resources Division Environmental Defense Section
13		601 D Street N.W., Suite 8000 Washington D.C. 20004
14		leslie.hill@usdoj.gov
14		Telephone (202) 514-0375
15		Facsimile (202) 514-8865
16		Attorneys for Defendant
17	Of counsel:	
18	Paul Versace	
19	Office of General Counsel	
20	U.S. Environmental Protection Agency	
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	SECOND JOINT STIPULATION TO ENLARGE TIME FO CASE NO. 3:15-cv-01165-HSG	OR REQUESTING ATTORNEYS' FEES AND COSTS

3 Plaintiffs to file any appropriate motion for attorneys' fees and costs shall be extended to July 24 4 2016. 5 PURSUANT TO STIPULATION, IT IS SO ORDERED. 7 DATED: June 7, 2016 8 Harrison Cost Solution (Internet) 9 Internet (Internet) 10 Internet (Internet) 11 Internet (Internet) 12 Internet (Internet) 13 Internet (Internet) 14 Internet (Internet) 15 Internet (Internet) 16 Internet (Internet) 17 Internet (Internet) 18 Internet (Internet) 19 Internet (Internet) 10 Internet) 11 Internet) 12 Internet) 13 Internet) 14 Internet) 15 Internet) 16 Internet) 17 Internet) 18 Internet) 19 Internet) 10 Internet) 11 Internet) 12 Int	1	ORDER
4 2016. 5 PURSUANT TO STIPULATION, IT IS SO ORDERED. 7 DATED: June 7, 2016 8 Harring Harring Harring 9 Harring Harring 10 Harring Harring 11 Harring Harring 12 Harring Harring 13 UNITED STATES DISTRICT JUDGE 14 Interview Harring 15 Interview Harring 16 Interview Harring 17 Interview Harring 18 Interview Harring 19 Interview Harring 10 Interview Harring 11 Interview Harring 12 Interview Harring 13 Interview Harring 14 Interview Harring 15 Interview Harring 16 Interview Harring 17 Interview Harring 18 Interview Harring 19 Interview Harring 11 Interview Harring 12 Interview Harring 13 Interview Harring 14 Interview Harring<	2	Good cause having been shown, the Stipulation is hereby GRANTED. The deadline for
5 6 7 DATED: June 7, 2016 8 June 7, 2016 9 June 7, 2016 10 June 7, 2016 11 June 7, 2016 12 June 7, 2016 13 June 7, 2016 14 June 7, 2016 15 June 7, 2016 16 June 7, 2016 17 June 7, 2016 18 June 7, 2016 19	3	Plaintiffs to file any appropriate motion for attorneys' fees and costs shall be extended to July 20,
6 PURSUANT TO STIPULATION, IT IS SO ORDERED. 7 DATED: June 7, 2016 8 Harmon 2, 2016 9 Harmon 2, 2016 10 Harmon 2, 2016 11 Harmon 2, 2016 12 Harmon 2, 2016 13 Harmon 2, 2016 14 Harmon 2, 2016 15 Harmon 2, 2016 16 Harmon 2, 2016 17 Harmon 2, 2016 18 Harmon 2, 2016 19 Harmon 2, 2016 10 Harmon 2, 2016 11 Harmon 2, 2016 12 Harmon 2, 2016 13 Harmon 2, 2016 14 Harmon 2, 2016 <t< td=""><td>4</td><td>2016.</td></t<>	4	2016.
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8 9 10 HAYMODS, GILLIAM, JR. UNITED STATES DISTRICT JUDGE 11 12 13 14 15 16 17 18 19 20 21 22 23 24 24 25 26 27	6	PURSUANT TO STIPULATION, IT IS SO ORDERED.
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